

ORDINANCE NO. I

2-10-1972

A. As to Construction Codes/Ordinances and Inspection System of Jones County.

1. Recommendation: That the inspection fees of \$10.00 plus mileage for each of four inspections for each constructed unit with no fee for the Building Permit be adjusted to \$15.00 for the Building Permit and \$35.00 for the four inspections, with the Building Permit fee being paid when an application is made for a Permit and the Inspection fees being paid when the Certificate of Approval is issued for the building after the final inspection.
2. Recommendation: That to prevent and clarify any misunderstanding on the part of any citizens, contractors, builders, financing agencies, and others that a resolution be adopted which states that the State of N. C. Codes and Ordinances as mandatory and applicable to the counties respective to Building, to one and multiple unit residences, and to mobile homes are adopted as the codes and ordinances for Jones County.

ORDINANCE NO. II

10-5-72

Moved by G. O. Mallard and seconded by Delmas Brown and approved unanimously by the Board of County Commissioners that a Jones County Solid Waste Ordinance be effective September 26, 1972, and that said ordinance is as follows:

SOLID WASTE ORDINANCE Applies to all solid waste enterprise activity whether public and/or private enterprise activity respective to the collection of, transportation of, and disposal of trash, waste, refuse and garbage in Jones County and that any person, firm, agency, and/or corporation, whether private, public, or government engaged in the collection, transportation, and disposal of solid waste defined as trash, waste, refuse, and garbage shall carry out said activity in Jones County in complete accordance with the "Rules and Regulations providing Standards for Solid Waste Disposal" of the N. C. State Board of Health adopted by said Board on March 11, 1971, as interpreted by N. C. Department of Public Health representative; and in accordance with any rules and regulations governing the storage, collection, transportation, and disposal of solid waste (trash, waste, refuse, garbage, old cars) adopted by the Jones County Board of Health and as interpreted by the County Sanitarian; and that any person, firm, agency, and/or corporation whether private, public, or government must submit to the Jones County Board of Commissioners a Letter of Application For Approval respective to any activities in Jones County regarding solid waste storage, collection, transportation, and disposal; that said letter will provide information and data required by "Rules and Regulations Providing Standards for Solid Waste Disposal" of the N. C. State Board of Health; and that said letters will be approved or disapproved upon submission to the Commissioners; and if approved will be forwarded to the Jones County Board of Health and/or County Sanitarian for action respective to the requirements of the N. C. State Board of Health; and that any person, firm, agency,



SOLID WASTE ORDINANCE Contd.

or corporation proposing to engage in Solid Waste enterprises in Jones County and whose Letter of Application For Approval has been approved by the Jones County Board of Commissioners will purchase from the County through the County Tax Collector an operator's license for the approved Solid Waste Enterprise. The license fee will be six dollars per year (\$6/yr.) for any and all private persons, firms, agencies, and corporations engaging in Solid Waste enterprises in Jones County and will be for one fiscal year or pro-rate share thereof from the date of beginning of the enterprise.

ORDINANCE NO III
1-2-1973

County Ordinances respective to permits regarding sewage system and electrical systems

"No person, business, etc. shall establish any constructed unit to be used for human habitation on any proposed or designated site in Jones County at which water for human consumption is to be used and/or septic tank facilities are to be used for disposal of sewage without first obtaining a written permit from the County Sanitarian, and that the County Construction Inspector is authorized to give to the person, business, etc. an electrical inspection permit only after the written health permit is obtained from the County Sanitarian,"

ORDINANCE NO IV
2-5-1973

AN ORDINANCE TO ESTABLISH A PLANNING BOARD FOR JONES COUNTY

WHEREAS the General Statutes of North Carolina 1943, Chapter 153 Section 9 (40) provides for the establishment and operation of County Planning Boards; and

WHEREAS, it appears to be advantageous to the welfare of the County of Jones that a comprehensive and continuous planning program be undertaken; and

WHEREAS the Board of County Commissioners needs the active assistance and constant cooperation of many civic-minded, far-seeing citizens in their efforts to serve the best interests of the people and to direct the county's physical growth along good civic lines; therefore,

BE IT RESOLVED, that the Board of County Commissioners hereby establish

THE JONES COUNTY PLANNING BOARD

hereinafter referred to as the "Planning Board," and ordain that it be governed by the following provisions:

SECTION 1. Membership and vacancies

The Planning Board shall consist of seven (7) members. One of the initial members shall be appointed for a term of one year; two for two years; two for three years; one for four years; and one for five years. Their successors shall be appointed for terms of five years. Vacancies occurring for reasons other than expiration of terms shall be filled as they occur for the period of the unexpired term. Faithful attendance at the meetings of the Board is considered

PLANNING BOARD ORDINANCE

A prerequisite for the maintenance of membership on the Board. An appointed member who misses more than two (2) consecutive regular meetings automatically loses his status as a member of the Planning Board until or unless reappointed by the Board of Commissioners. Absences due to sickness, death or other emergencies of like nature shall be regarded as approved absences and shall not affect the member's status on the Planning Board except that in the event of a long illness, or other such cause for prolonged absence; the member may be replaced.

SECTION 2. Organization, Rules, Meetings, and Records

Within thirty (30) days after appointment the Planning Board shall meet and elect a chairman, vice-chairman, and create and fill such offices as it may determine. The term of the chairman and other officers shall be one year, with eligibility for reelection. The Board shall adopt rules for transaction of its business and shall keep a record of its members' attendance and of its resolutions, discussions, findings, and recommendations, which record shall be a public record. The Board shall hold at least one meeting monthly, and all of its meetings shall be open to the public. There shall be a quorum of four (4) members for the purpose of taking any official action required by the Planning Board.

SECTION 3. General Powers and Duties

It shall be the duty of the Planning Board, in general:

- (1) To acquire and maintain in current form such basic information and materials as are necessary to an understanding of past trends, present conditions, and forces at work to cause changes in these conditions;
- (2) To prepare and from time to time amend and revise a comprehensive and coordinated plan for the physical development of the area;
- (3) To establish principles and policies for guiding action in the development of the area;
- (4) To prepare and recommend to the Board of County Commissioners ordinances promoting orderly development along the lines indicated in the comprehensive plan;
- (5) To determine whether specific proposed developments conform to the principles and requirements of the comprehensive plan for the growth and improvement of the area;
- (6) To keep the Board of County Commissioners and the general public informed and advised as to these matters;
- (7) To perform any other duties which may lawfully be assigned to it.

SECTION 4. Basic Studies

As background for its comprehensive plan and any ordinances it may prepare, the Planning Board may gather maps and aerial photographs of man-made and natural physical features of the area, statistics on the past trends and present conditons with respect to population, property values, the economic base of the area, land use, and such other information as is important or likely to be important in determining the amount, direction, and kind of development to be expected in the area and its various parts.

4

Ordinance - Planning Board

In addition, the Planning Board may make, cause to be made, or obtain special studies on the location, condition, and adequacy of specific facilities, and services which may include but are not limited to studies of, housing; commercial and industrial facilities; parks, playgrounds, and recreational facilities; public and private utilities; traffic, transportation, and parking facilities; health, law enforcement and educational facilities and services and other services and facilities of public nature.

All county officials shall upon request, furnish to the planning Board such available records or information as it may require in its* official duties, enter upon lands and make examination or surveys and maintain necessary monuments thereon.

SECTION 5. Comprehensive Plan

The comprehensive plan, with the accompanying maps, plats, charts, and descriptive matter, shall be and show the Planning Board's recommendations to the Board of County Commissioners for the development of said territory, including, among other things, the general location, character, and extent of streets, bridges, boulevards, parkways, playgrounds, squares, parks, aviation fields, and other public ways, grounds, and open spaces; the general location and extent of public utilities and terminals, whether publicly or privately owned or operated, for water, light, sanitation, transportation, communication, power, and other purposes; the removal, relocation, widening, narrowing, vacating, abandonment, change of use, or extension of any of the foregoing ways, buildings, grounds, open spaces, property, utilities, or terminals; the most desirable pattern of land use within the area, including areas for residential uses, for farming and forestry, for manufacturing and industrial uses, for commercial uses, for recreational uses, for open spaces, and for mixed uses.

The plan and any ordinances or other measures to effectuate it shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious development of the country which will, in accordance with present and future needs, best promote health, safety, morals, and the general welfare, as well as efficiency and economy in the process of development; including, among other things, adequate provision for traffic, the promotion of safety from fire and other dangers, adequate provision for light and air, the promotion of the healthful and convenient distribution of population, the promotion of good civic design and arrangement, wise and efficient expenditure of public funds, and the adequate provision of public utilities, services, and other public requirements.

SECTION 6. Zoning-Ordinance

It shall be the responsibility of the Planning Board to review the need for land use controls in the County and if necessary to prepare and submit to the Board of County Commissioners for its consideration and possible adoption a zoning ordinance for the control of the height, area, bulk, location, and use of buildings and premises in the area, in accordance with the provisions of Article 20B of Chapter 153 of the General Statutes of 1943, as amended.

The Planning Board may initiate, from time to time, proposals for amendment of the zoning ordinance, based upon its studies and comprehensive plan. In addition, it shall review and make recommendations to the Board of County Commissioners concerning all proposed amendments to the zoning ordinance.

* ADDITION: work, The Board or its agents may, in the performance of its---

Ordinance - Planning Board

SECTION 7. Subdivision Regulations

The planning Board shall review, from time to time, the need for regulations for the control of land subdivision in the area and submit to the Board of County Commissioners its recommendations, if any, for adoption or revision of said regulations.

The Planning Board shall review and make recommendations to the Board of County Commissioners concerning all proposed plats of land subdivision.

SECTION 8. Public Facilities

The Planning Board shall review with the county officials and report as recommendations to the Board of County Commissioners upon the extent, location, and design of all public structures and facilities, and on the acquisition and disposal of public properties. However, in the absence of the recommendation from the Planning Board, the Board of County Commissioners may, if it deems wise, after the expiration of thirty (30) days from the date on which the question has been submitted in writing to the Planning Board for review and recommendation, take final action.

SECTION 9. Miscellaneous Powers and Duties

The Planning Board may conduct such public hearings as may be required to gather information necessary for the drafting, establishment, and maintenance of the comprehensive plan. Before adopting any such plan it shall hold at least one public hearing thereon.

The Planning Board shall have power to promote public interest in and understanding of its recommendations, and to that end it may publish and distribute copies of its recommendations and may employ such other means of publicity and education as it may determine necessary.

Members or employees of the Planning Board, when duly authorized by the Planning Board, may attend planning conferences or meetings of planning institutes or hearings upon pending planning legislation, and the Planning Board may, by formal and affirmative vote, pay, within the Planning Board's budget, the reasonable travelling expenses incident to such attendance.

SECTION 10. Annual Report of Activities and Analysis of Expenditures and Budget Request for Ensuing Fiscal Year -

The Planning Board shall, in May of each year, submit in writing to the Board of County Commissioners a written report of its activities, an analysis of the expenditures to date for the current fiscal year, and, for review and approval, its requested budget of funds needed for operation during the ensuing fiscal year.

The Planning Board is authorized to receive contributions from private agencies and organizations or from individuals, in addition to any sums which may be appropriated for its use by the Board of County Commissioners. It may accept and disburse such contributions for special purposes or projects, subject to any specific conditions which it deems acceptable, whether or not such projects are included in the approved budget.

Ordinance - Planning Board

The Planning Board is authorized to appoint such committees and employees, and to authorize such expenditures, as it may see fit, subject to limitations of funds provided for the Planning Board by the Board of County Commissioners in the County's annual budget.

SECTION 11. Advisory Council and Special Committees

The Planning Board may seek the establishment of an unofficial Advisory Council and may cooperate with this Council to the end that its investigations and plans may receive fullest consideration, but the Board may not delegate to such advisory council any of its official prerogatives.

The Planning Board may set up special committees to assist it in the study of specific questions and problems related to the planning and development of Jones County.

SECTION 12. Repeal and Date of Effect

Any ordinances or parts of ordinances in conflict with this ordinance are hereby repealed, and this ordinance shall be in full force and effect as an ordinance of Jones County from and after the date of its adoption by the Board of County Commissioners.

SECTION 13, Validity

Should any section, paragraph, sentence, clause, or phase of this resolution and ordinance be declared unconstitutional or invalid for any reason, the remainder of the resolution and ordinance shall not be affected thereby.

TABLE OF CONTENTS

	<u>Page</u>
Article I Purpose, Intent, Authority and Jurisdiction . . .	2
Article II Service and Permits	3
Article III Terms of Approval	3
Article IV Penalties	4
Article V Duty of Register of Deeds	4
Article VI Separability	5
Article VII Compliance With Official Plans	5
Article VIII Exceptions and Variances	6
Article IX Definitions	6
Article X Procedures for Plat Approval & Plat Requirements .	9
Article XI General Requirements and Minimum Standards of Design	17
Article XII Improvements	24
Article XIII Effective Date	26
 Appendix A - Certification Forms	 27
Appendix B - State Requirements, Water and Sewer (General) .	30
Appendix C - State Requirements, Water and Sewer Facilities .	31

AN ORDINANCE OF THE BOARD OF
COMMISSIONERS OF JONES COUNTY
PERTAINING TO THE SUBDIVISION OF
LAND WITHIN THE COUNTY

ENACTMENT:

WHEREAS, in the opinion of the Board of County Commissioners of Jones County, it is necessary and advisable to provide for the orderly development of the County and its environs; for the coordination of streets within proposed subdivisions with existing or planned streets and with other public facilities; for dedication or reservation of rights-of-way or easements for streets and utility purposes; and for the distribution of population and traffic which shall avoid congestion and overcrowding, and which shall create conditions essential to public health, safety, and general welfare; and,

WHEREAS, pursuant to Chapter 153, Article 20A, of the North Carolina General Statutes notice was duly given and public hearing held on the question of adoption of this ordinance, and all objections hereto being properly presented and considered:

NOW, THEREFORE,

BE IT ORDAINED by the Board of County Commissioners of Jones County, North Carolina.

PURPOSE, INTENT, AUTHORITY, AND JURISDICTION

PURPOSE & INTENT

The purpose of these regulations is to regulate and control the subdivision of land within the limits of Jones County in order to promote the public health, safety and general welfare of the community. They are designed to lessen congestion in the streets and highways; to further the orderly layout and use of land; to insure proper legal description and proper monumentation of subdivided land; to secure safety from fire, panic, and other dangers; to avoid unnecessary damage from flooding; to provide adequate light and air; to prevent the overcrowding of land and avoid undue concentration of population; to facilitate adequate provisions for transportation, water, sewerage, parks, schools, playgrounds, and other public requirements; and to facilitate the further resubdivision of larger tracts into smaller parcels of land.

It is the intent of this ordinance to foster sound development in Jones County; not to lay down an inflexible blueprint. This ordinance cannot specify in detail all of the many imaginative development concepts employed throughout the country today. The sketches contained herein are not a part of the regulations, but are included for illustrative purposes and to aid in explaining the text. The Planning Board welcomes the opportunity to discuss with a developer, in the initial review stages, any innovative plans he may envision. When such plans involve radical departures from the wording of this ordinance a public hearing near the proposed location may be called to sound the opinions of the County residents; thus insuring the citizens of Jones County a viable role in guiding the development of their own County.

JURISDICTION

On and after June 25, 1973, these regulations shall govern each and every subdivision of land lying within Jones County outside the subdivision regulation jurisdiction of any municipality whose governing body by resolution agrees to such regulation.

AUTHORITY

Jones County hereby exercises its authority to make and adopt subdivision regulations under provisions pursuant to Chapter 153-9 (55) of the General Statutes of North Carolina.

ARTICLE II

SERVICE AND PERMITS

No street shall be recommended for acceptance for maintenance by the State Highway Commission nor shall any permit be issued by any administrative agent of Jones County for the construction of any building or other improvement requiring a permit, upon any land concerning which a plat is required to be approved, unless and until the requirements set forth in this ordinance have been complied with and said plat approved by the Planning Board and the Jones County Board of Commissioners.

ARTICLE III

TERMS OF APPROVAL

The approval of a plat pursuant to regulations adopted under this ordinance shall not be deemed to constitute or effect the acceptance by the County or the State of the dedication of any street or other ground, public utility line, or other public facility shown on the plat.

ARTICLE IV

PENALTIES

NO SALE PRIOR TO FINAL PLAT APPROVAL AND RECORDING. Any person who, being the owner or agent of the owner of any land located within the subdivision platting jurisdiction of Jones County as defined herein, thereafter transfers or sells such land by reference to a plat showing a subdivision of land before such plat has been properly approved under this ordinance and recorded in the office of the Register of Deeds of Jones County, shall be guilty of a misdemeanor. The description by metes and bounds in the instrument of transfer or other document used in the process of selling or transferring shall not exempt the transaction from such penalties. The County, through its County attorney or other official designated by the Board of County Commissioners, shall enjoin such illegal transfer or sale by action for injunction.

ARTICLE V

DUTY OF REGISTER OF DEEDS

A copy of this ordinance shall be filed with the Register of Deeds of Jones County by the Board of County Commissioners. The Register of Deeds shall not thereafter file or record a plat of subdivision located within the subdivision platting jurisdiction of Jones County without the approval of the Jones County Planning Board and County Board of Commissioners as required in this ordinance. The landowner shown on a subdivision plat submitted for recording or his authorized agent, shall sign a statement on the plat stating whether or not any land shown thereon is within the platting

jurisdiction of Jones County as defined herein. The filing or recording of a plat of a subdivision without the approval of the Planning Board and Board of Commissioners as required by this ordinance, shall be null and void. The Clerk of Superior Court of Jones County shall not order or direct the recording of a plat where such recording would be in conflict with this section.

ARTICLE VI

SEPARABILITY

Should any section or provision of these regulations be for any reason held void or invalid, it shall not affect the validity of any other section or provision thereof which is not in itself held void or invalid.

ARTICLE VII

COMPLIANCE WITH OFFICIAL PLANS

Wherever a tract to be subdivided embraces any part of a road or thoroughfare designated in the Official Maps and/or Plans for Jones County, such part of the proposed public way shall be platted and dedicated by the subdivider in the location and dimensions specified.

Subdivision of land creates additional responsibilities for Jones County; primarily in the provision of county services to additional residents. To insure the orderly growth of the County in accordance with the general principles set forth in the County's plans, policies and ordinances, it is recommended that the subdivider dedicate to the County open space for needed public facilities (water access lots, parks, schools, fire stations). If the subdivider chooses to dedicate land to the County, the Board of County

Commissioners, upon acceptance, must agree to maintain the site in a safe and usable condition. The final plat shall show all dedications.

ARTICLE VIII

EXCEPTIONS AND VARIANCES

- A. Where topography or other existing physical conditions are such that compliance with all of the requirements of Article XI of this ordinance would cause an unusual and unnecessary hardship on the subdivider above and beyond what other subdividers would meet, the Planning Board may vary the minimum requirements set forth herein, provided that such variation will not have the effect of nullifying the interest and purpose of these regulations. Developers are encouraged to apply for a variance to reserve areas of particular aesthetic value. Where a variance is accepted the reasons for such shall be noted in the minutes of the Planning Board.
- B. The standards and requirements of this ordinance may be modified by the Planning Board in the case of a plan and program for a complete group development, which in the judgment of the Planning Board provides adequate public spaces and improvements for the circulation, recreation, light, air, and service needs of the tract when fully developed and populated, and which also provides such covenants or other legal provisions as will assure conformity to and achievement of the plan.

ARTICLE IX

DEFINITIONS

For the purpose of these regulations certain words used herein are defined as follows:

A. SUBDIVISION: A "subdivision" shall include any divisions of a tract or parcel of land into two or more lots, building sites, or other divisions for the purpose, whether immediate or future, for sale, or building development, and shall include all divisions of land involving the dedication of a new street or a change in existing streets; provided, however, that the following shall not be included within this definition nor be subject to the regulations prescribed by this ordinance:

- (1) The combination or re-combination of portions of previously platted lots where the total number of lots is not increased and the resultant lots are equal to or exceed the standards of the County as shown by the regulations prescribed by this ordinance;
- (2) The division of land into parcels greater than five acres where no street right-of-way dedication is involved;
- (3) The public acquisition by purchase of strips of land for the widening or opening of streets;
- (4) The division of a tract in single ownership whose entire area is no greater than two acres into not more than three lots, where no street right-of-way dedication is involved, and where the resultant lots are equal to or exceed the standards of the County, as shown by the subdivision regulations contained in this ordinance.

B. SUBDIVIDER: Any person, firm or corporation who subdivides or develops any land deemed to be a subdivision as herein defined.

C. OFFICIAL MAPS OR PLANS: Any maps or plans officially adopted by the County Commissioners as a guide for the development of the County consisting of maps, charts and texts.

D. RURAL ROADS

- (1) Principal Arterial - A rural link in a net-work of continuous routes serving corridor movements having trip length and travel density characteristics indicative of substantial statewide or interstate travel and existing solely to serve traffic. This network would consist of Interstate routes and other routes designated as principal arterials.
- (2) Minor Arterial - A rural link in a network joining cities and larger towns and providing interstate and intercounty service at relatively high (60 mph) over-all travel speeds with minimum interference to through

movement. This network would primarily serve traffic.

- (3) Major Collector - A road which serves major intracounty travel corridors and traffic generators and provides access to the Arterial system.
- (4) Minor Collector - A road which provides service to small local communities and links the locally important traffic generators with their rural hinterland.
- (5) Local Road - A local road serves primarily to provide access to adjacent land and for travel over relatively short distances.

E. URBAN STREETS

- (1) Major Thoroughfares - Major thoroughfares consist of Interstate, other freeway and expressway links, and major streets that provide for the expeditious movement of volumes of traffic within and through urban areas.
- (2) Minor Thoroughfares - Minor thoroughfares are important streets in the city system and perform the function of collecting traffic from local access streets and carrying it to the Major Thoroughfare system. Minor thoroughfares may be used to supplement the Major Thoroughfares system by facilitating a minor through-traffic movement and may also serve abutting property.
- (3) Local Street - A local street is any link not a high-order urban system and serves primarily to provide direct access to abutting land and access to higher systems. It offers the lowest level of mobility and through traffic is usually deliberately discouraged.

F. SPECIFIC TYPE RURAL OR URBAN STREETS

- (1) Cul-de-sac - A cul-de-sac is a short street having but one end open to traffic and the other end being permanently terminated and a vehicular turn around provided.
- (2) Frontage Road - A frontage road is a local street or road that is parallel to a full or partial access controlled facility and functions to provide access to adjacent land.
- (3) Alley - A strip of land, owned publicly or privately,

set aside primarily for vehicular service access to the back or side of properties otherwise abutting on a street.

- (4) Expressway - An expressway is a divided street or road which serves through traffic with full or partial control of access and generally with grade separations at intersections; however, infrequent at-grade crossings may be permitted.
- (5) Freeway - A freeway is a divided street or road which serves through traffic with full control of access and with grade separations at intersections.
- G. EASEMENT: A grant by the property owner for use by the public, a corporation, or person(s), of a strip of land for specified purposes.
- H. BUILDING SETBACK LINE: A line parallel to the front property lines in front of which no structure may be built.
- I. LOT: A portion of a subdivision, or any other parcel of land, intended as a unit for transfer of ownership or for development.
- J. CORNER LOT: A lot abutting upon two or more streets at their intersection.
- K. COMMUNITY WATER SUPPLY: A public water supply that serves a community that is not an incorporated municipality. This includes unincorporated communities, subdivisions, mobile home parks, or apartment complexes any of which have 10 or more connections.
- L. GROUP DEVELOPMENT: A group of two or more principal structures built on a single lot, tract, or parcel of land and designed for occupancy by separate families, business firms, or other enterprises. (Sometimes referred to as planned unit development.)

ARTICLE X

PROCEDURE FOR PLAT APPROVAL AND PLAT REQUIREMENTS

No plat of a subdivision within the jurisdiction of the Jones County Planning Board shall be accepted for record by the Register of Deeds until final approval has been given by the Planning Board and Board of County Commissioners of Jones County. To obtain final plat approval, the sub-

divider shall generally follow these steps:

- (1) Prior to the filing of an application for approval of the preliminary plat, it is recommended that the subdivider submit to the Planning Board a sketch design plan of the proposed subdivision at a regular meeting of the Planning Board. At this meeting, the subdivider should discuss his thoughts and ideas pertaining to the new subdivision and should also become familiar with the regulations affecting the land to be subdivided. Included with the sketch design plan should be a sketch vicinity plan which shows the subdivision in relation to the surrounding area. This procedure does not require application or fee.
- (2) The Sketch Design Plan, if submitted, should contain the following information:
 - (a) Existing and proposed streets and rights-of-way.
 - (b) Existing and proposed easements.
 - (c) Existing structures and water courses.
 - (d) A sketch of proposed lot lines.
 - (e) Site data to include: Total acres in the tract, average lot size proposed and the total number of lots proposed.
 - (f) A sketch vicinity map showing general location of proposed subdivision in the county.

B. PRELIMINARY PLAT:

- (1) The subdivider shall submit five copies of the preliminary plat and any supplementary material to the Chairman of the Planning Board or The County Subdivision Regulation Administrator if designated, at least fifteen (15) days prior to the regularly scheduled Planning Board meeting at which said plat is to be considered.
 - (a) Upon application for approval of the preliminary plat, the developer shall pay an inspection fee of \$1.50 per lot in the proposed subdivision with a minimum total inspection fee of \$15.00 to Jones County.
- (2) The preliminary plat shall be checked against the design standards and plat requirements by the Planning Board. It shall be the duty of the Planning Board to insure that the following agencies have an opportunity to review and make recommendations concerning the proposed subdivision plat before approval is given:
 - (a) The District Highway Engineer as to proposed streets, highways, and drainage systems;

- (b) The County Health Department as to proposed water and sewerage systems, based on Appendix B and Appendix C of this ordinance.
 - (c) The County School Superintendent as to any proposed school sites;
 - (d) The Corps of Army Engineers as to possible effects on waterways in the County, if the proposed subdivision contains waterfront lots or property and/or canals are to be excavated.
 - (e) The Department of Natural and Economic Resources, office of Water and Air Resources if the proposed subdivision contains waterfront lots or property and/or canals are to be excavated or property is to be filled and bulkheaded.
 - (f) The Soil and Water Conservation District as to flood hazard, soil suitability and limitations, erosion control, water management and plant cover.
 - (g) Such other agencies and officials as the County Commissioners and/or Planning Board may deem necessary or desirable.
- (3) The Planning Board shall approve, approve conditionally, or disapprove the preliminary plat.
- (a) Approval of the preliminary plat is authorization for the subdivider to proceed with the construction of the necessary improvements in preparation for submission of the final plat.
 - (b) If approved conditionally, the conditions and reasons thereof shall be stated, and if necessary, the Planning Board may require the subdivider to submit a revised plat.
 - (c) If the Planning Board should disapprove the preliminary plat, the reasons for such action shall be stated and recommendations made on the basis of which the proposed subdivision would be approved.
 - (d) A copy of the preliminary plat along with a letter outlining the recommendations and action taken by the Planning Board on the preliminary plat shall be submitted to the Board of County Commissioners within five (5) days after the date said plat is considered by the Planning Board. The Board of County

Commissioners shall acknowledge receipt of said preliminary plat and letter of recommendations from the Planning Board prior to the Planning Board's acceptance of a final plat of the proposed subdivision. No other action shall be required by the Board of County Commissioners until a final plat of the proposed subdivision is submitted.

- (4) The preliminary plat which may consist of more than one (1) sheet shall be drawn at a scale of one hundred (100) feet to one (1) inch and shall contain the following information:
 - (a) The location of existing and platted property lines, streets, buildings, water courses, railroads, transmission lines, sewers, bridges, culverts and drainpipes, water mains, city and county lines (if adjoining) and any public utility easements.
 - (b) Boundaries of tract shown with bearings and distances.
 - (c) Wooded areas, marshes, flood plains (where information is available) and any other conditions affecting the site.
 - (d) Names of adjoining property owners and/or subdivisions.
 - (e) Zoning classification, if any, both on the land to be subdivided and on adjoining land.
 - (f) Proposed streets, street names, rights-of-way roadway widths, and approximate grades.
 - (g) The plans for proposed utility layouts (sewer, water, gas electricity) showing connections to existing systems or plans for individual water supply, sewage disposal, storm drainage, etc.
 - (h) Other proposed rights-of-way or easements; locations, widths, and purposes.
 - (i) Proposed lot lines, lot and block numbers, and dimensions.
 - (j) Proposed minimum building setback lines.
 - (k) Contour map with intervals of two (2) feet or less except when specifically not required by the Planning Board.

- (l) Proposed parks, school sites, or other public open spaces, if any,
- (m) Title, date of platting, north point, and graphic scale.
- (n) Name of owner, surveyor and land planner.
- (o) Site data to include: acreage in the tract, acreage in parks or other designated land usage, total number of lots in tract and the computed area (square feet) in each lot proposed.
- (p) A sketch vicinity map showing the relationship between the proposed subdivision and the surrounding area.

C. FINAL PLAT:

- (1) After all improvements are installed or a Guarantee of Improvements has been executed, the subdivider shall have a Final Plat prepared by a registered surveyor or engineer for that portion of the subdivision he plans to develop first.
- (2) Guarantee of Improvements: Where the required improvements have not been completed prior to the submission of the plat for final approval, the approval of said plat shall be subject to the subdivider guaranteeing the installation of said improvements in one of the following methods: (to be determined by the Jones County Planning Board).
 - (a) Personal note will be secured by a deed of trust (bond) on the property to be developed (or on other property owned by the developer(s) in Jones County); a proportionate share of the monies derived from each sale of the property will be applied to the satisfaction of the bond.
 - (b) A "letter of credit" or "line of Credit" from a lending institution (Bank, Savings and Loan) that specifies a limit of credit which will be extended to a developer upon request. This amount may not be used for purposes other than the improvements specified for the subdivision being approved. The lending institution shall agree to provide assurance to the Jones County Commissioners that a note of advances on the specified "line of credit" will be

forwarded by the lending institution to the Chairman of the County Commissioners.

- (c) Savings account with any properly insured financial institution. (Escrow: Clerk of Superior Court of Jones County.)
 - (d) Cash or certified check. (Escrow: Clerk of Superior Court of Jones County.)
 - (e) Performance or surety bond executed by a company duly licensed to do business in the State of North Carolina.
- (3) Upon the installation of the improvements shown in the approved preliminary plat (or a suitable arrangement for their installation) for the whole or that part of the subdivision to be developed, the applicant shall submit a Final Plat of the area.
- (a) Upon application for final plat approval, the developer shall pay an inspection fee of \$2.50 per lot in the subdivision with a minimum total inspection fee of \$25.00 to Jones County.
- (4) The subdivider shall submit five copies of the final plat to the Chairman of the Planning Board or the Subdivision Regulation Administrator if designated, within twelve months after approval of the preliminary plat; otherwise such approval shall become null and void unless an extension of time is applied for and granted by the Planning Board.
- (5) Final plat submissions shall be received by the Planning Board Chairman or the Subdivision Regulation Administrator if designated at least fifteen (15) days prior to the meeting of the Planning Board at which it is to be considered. The Planning Board shall schedule the date of consideration and notify the subdivider by letter. The date of consideration shall be fifty (50) days or less from the receipt of the final plat submission.
- (6) The final plat shall be reviewed by the Planning Board with advice and assistance from the Subdivision Regulation Administrator for compliance with the approved preliminary plat. The Planning Board may appoint an engineer to check the final plat against the subdivision's actual layout for correctness; charging the costs to the subdivider if the plat is found to be seriously in error.

- (a) If the final plat is found to be in compliance and is approved by the Planning Board, the Planning Board Chairman shall transmit the approved final plat to the County Commissioners for final action; or,
 - (b) If the Final Plat is not in compliance with this ordinance, or the Planning Board does not approve the changes from the approved Preliminary Plat, the subdivider shall be given an opportunity to submit a revised Final Plat. If a revised final plat is not submitted within a reasonable time, the Chairman of the Planning Board shall transmit the Final Plat together with the Planning Board's recommendations to the County Commissioners. The Board of County Commissioners shall acknowledge receipt of said plat and recommendations of the Planning Board. No other action is required by the Board of County Commissioners at this time.
- (7) Upon receipt of a final plat approved by the Planning Board, the Board of County Commissioners shall review the final plat and shall either approve or disapprove said plat.
- (a) Approval of the final plat by the Board of County Commissioners is authorization for the subdivider to file the plat with the Register of Deeds of Jones County for recording, providing said plat has been approved by the Planning Board and certified by the Chairman of the Planning Board.
 - (b) Approval by the Board of County Commissioners shall be noted on five (5) copies of the final plat and the original. One (1) copy and the original shall be returned to the subdivider; one (1) copy shall be forwarded to the Tax Supervisor's Office and the remaining copies shall be retained in the permanent files of the Planning Board.
 - (c) No final plat shall be approved until all required improvements are installed, or suitable arrangements have been made to ensure installation, the inspection fee has been paid, and the certificates required by this ordinance to appear on the final plat have been properly filled out and signed.
 - (d) If the Board of County Commissioners should disapprove the final plat, the reasons for such action shall be noted and the plat returned to the Planning Board for reconsideration.

- (8) The final plat shall be at the same scale and shall conform substantially to the preliminary plat as approved and shall constitute only that portion of the approved preliminary plat which the subdivider proposes to record and develop at the time, provided, however, that such portion conforms to all requirements of these regulations. Linear Accuracy: 1:5000 Angular Accuracy: 30" (minutes) x square root of the number of angles turned.

The final plat, which shall be drawn in accordance with G.S. 47-30, shall show:

- (a) The lines of all streets and roads.
- (b) Lot lines and lot numbers.
- (c) Minimum building setback lines.
- (d) Reservations, easements, alleys and any areas to be dedicated to public use or sites for other than residential use with notes stating their purpose and any limitations.
- (e) Sufficient data to determine readily and reproduce on the ground, the location, bearing and length of every street line, lot line, boundary line, block line and building line, whether curved or straight, and including true north point. This should include the radius, center angle, and tangent distance for the center line or curved streets and curved property lines that are not the boundary of curved streets.
- (f) All dimensions should be to the nearest one-hundredth (1/100) of a foot and angles to the nearest minute.
- (g) Accurate location and description of all monuments and stakes.
- (h) The proposed utility system including: water, gas, sewers and storm drainage.
- (i) The names and locations of adjoining subdivisions, streets, and the location and ownership of adjoining unsubdivided property.
- (j) Title, date, name and location of subdivision, graphic scale and true north point.
- (k) Name of owner, surveyor and land planner.

- (1) Sketch vicinity map showing relationship between subdivision and surrounding area.
- (m) Certification of: (1) Ownership and Dedication; (2) Accuracy; (3) Approved water and sewerage system; (4) Approved streets and utilities; (5) Approval and acceptance of Dedications, and; (6) Approval for Recording. (See Appendix A for certificate forms to be used).

ARTICLE XI

GENERAL REQUIREMENTS AND MINIMUM STANDARDS OF DESIGN

The following shall be considered the minimum requirements for all new subdivisions.

A. STREETS AND ROADS

In any new subdivision the street layout shall conform to the arrangement, width and location indicated on any official plans or maps for Jones County. In areas for which such plans have not been completed, the streets shall be designed and located in proper relation to existing and proposed streets, to the topography, to such natural features as streams and tree growth, to public convenience and safety and to the proposed use of land to be served by such streets.

The proposed street layout shall be made according to good land planning practice for the type of development proposed, and shall be coordinated with the street system for the surrounding areas. All streets must provide for the continuation or appropriate projection of principal streets in surrounding areas and provide reasonable means of ingress and egress for surrounding acreage tracts.

- (1) Minimum street right-of-way width shall be not less than the following:

(a) Principal Arterial	
(Interstate)	350 feet
(Other)	200 feet
(b) Minor Arterial	100 feet
(c) Major Collector	100 feet
(d) Minor Collector	90 feet

FORD ST.

ANCE ST.

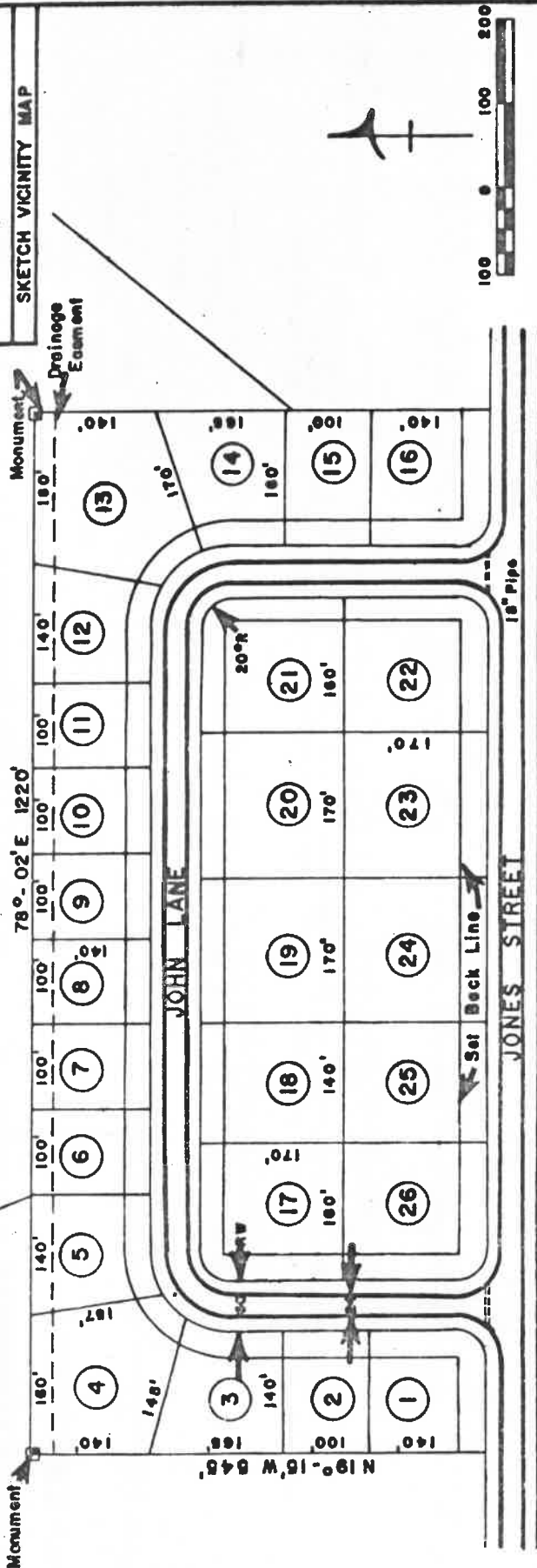
FOREST HILLS AVE.

JONES ST.

FORD ST.

**R. J. Ronald Property
(undeveloped)**

TOWN RECREATION COMM. PROPERTY
(Planned Neighborhood Park)

SKETCH VICINITY MAP

**G. Mercer Property
(undeveloped)**

FOREST HILLS SUBDIVISION
WAKE POINT, N.C.

Owner: _____
 Engineer: _____
 Lots: _____
 Acres: _____
 Zone: _____
 Date: _____

OWNERS SIGNATURE, ENGINEERS SIGNATURE, PLANNING BOARD SIGNATURE AND GOVERNING BODY SIGNATURE AREA

Sketch of the vicinity map showing the intersection of Forest Mills Road and Jones St. The map includes labels for Forest Mills, Jones St., and the intersection area. A north arrow is present.

Booth

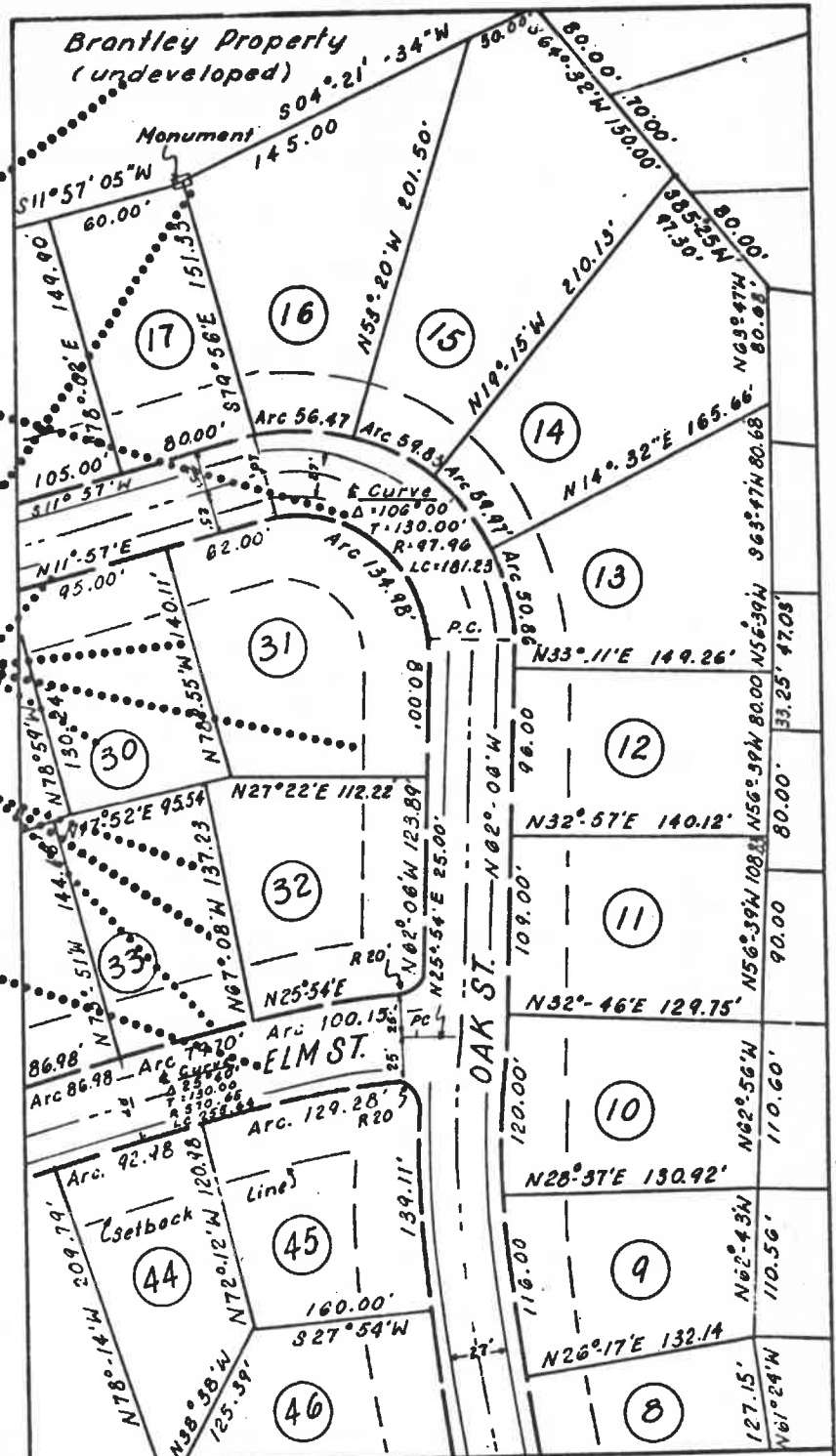


REST HILLS SUBDIVISION
WAKE POINT, N. C.

Owner:	Buck Jones
Engineer:	Al Sherley
Lot:	26
Acres:	30
Zone:	RA-8
Date:	Feb. 14, 1973
	MAP 2 OF 2

FINAL PLAT

- names of adjoining properties
- sufficient engineering data to reproduce any lines on the ground
- monuments
- streets, lots, set back lines, lot numbers, etc.
- dimensions, angles and bearings
- street names
- date, title, name and location of subdivision
- graphic scale and north point



SITE DATA

SECTION "A"
DENTON HILLS
 Pleasantville, N.C.

100 0 100 200
 SCALE IN FT.

Engineer L. J. FOY
 Owner H. DENNY
 APRIL 1, 1960

(e) Major City & Town (urban) Thoroughfares	90 feet
(f) Minor City & Town (urban) Thoroughfares	70 feet
(g) Local Streets and Roads	60 feet
(h) Cul-de-Sac	100 feet at turnaround

- (2) The subdivider will only be required to dedicate a maximum of 100 feet of right-of-way. In cases where over 100 feet of right-of-way is desired, the subdivider will be required only to reserve the amount in excess of 100 feet. In all cases in which right-of-way is sought for an access controlled facility, the subdivider will only be required to make a reservation.

A partial width right-of-way, not less than sixty (60) feet in width, may be dedicated when adjoining undeveloped property that is owned or controlled by the subdivider; provided that the width of a partial dedication be such as to permit the installation of such facilities as may be necessary to serve abutting lots. When the said adjoining property is subdivided, the remainder of the full required right-of-way shall be dedicated.

- (3) Paving widths shall be not less than the following: (exclusive of curb and gutter)

(a) Principal Arterial	48 feet
(b) Minor Arterial	24 feet
(c) Major Collector	24 feet
(d) Minor Collector	24 feet
(e) Major thoroughfare	24 feet
(f) Minor thoroughfares	24 feet
(g) Local Streets or Roads	24 feet

- (4) Unless necessitated by exceptional topography and subject to the approval of the Planning Board, the grades shall be not more than ten per cent nor less than one-half of one per cent on any street.

- (a) Grades approaching intersections shall not exceed five per cent for a distance

of not less than 100 feet from the center line of said intersection.

- (b) Street grades shall be established wherever practicable in such a manner as to avoid excessive grading, the indiscriminate removal of ground cover and tree growth and general leveling of the topography.
- (5) When a continuous street center line deflects at any point by more than 10 degrees, a circular curve shall be introduced, having a radius of curvature on said center line of not less than the following:
 - (a) Major Primary Highway county roads 300 feet
 - (b) Minor county roads and city and town thoroughfares 200 feet
 - (c) Local Access roads 100 feet
- (6) A tangent at least 100 feet long shall be provided between reverse curves on all streets.
- (7) Streets shall be laid out so as to intersect as nearly as possible at right angles and no street shall intersect any other street at less than 60 degrees.
 - (a) Street jogs with center line offsets of less than 125 feet shall be avoided.
 - (b) Intersections with a major street or highway shall be at least 1200 feet apart.
 - (c) Property lines at street intersections shall be rounded with a minimum radius of 15 feet or of a greater radius when required by the Planning Board.
 - (d) Where streets or roads intersect, intersection visibility shall be maintained. Planting and/or construction shall be prohibited within twenty (20) feet of the intersection of street or road rights-of-way lines except in situations where construction and/or planting would not obstruct intersection visibility for the existing and future time.
- (8) Permanent dead end streets or culs-de-sac shall be no longer than 500 feet and shall be provided at

the closed end with a turnaround having and outside roadway diameter of at least 80 feet and a street property line diameter of at least 100 feet.

- (9) Street names for all subdivision plats shall be subject to approval of the Planning Board. New street names shall not duplicate or be similar to existing street names and existing street names shall be used for proposed streets which are obviously in alignment with the existing street.
- (10) All streets and roads must be so designed as to provide for the discharge of surface water from the right-of-way of all streets and roads by grading and drainage as shall be approved by the Planning Board and State Highway Commission. Where it is determined by the Planning Board or State Highway Commission that water cannot be adequately discharged by surface drainage, the subdivider shall be required to install an acceptable storm sewer system.

B. LOTS:

Lot sizes, shapes and locations shall be made with due regard to topographic conditions, contemplated use, and the surrounding area. Land subject to flooding and land deemed by the Planning Board to be uninhabitable for other reasons shall not be platted for residential occupancy, nor for such other uses as may increase danger to health, life, or property, or aggravate the flood hazard; but such land may be set aside for such uses as will not be endangered by periodic or occasional inundation, or will not produce unsatisfactory living conditions.

- (1) Every lot shall front or abut on a public street.
- (2) Residential lots shall have a minimum of 15,000 square feet in area, not less than 80 feet wide at the building setback line, nor less than 150 feet deep.
- (3) Where public water and sewer facilities are not available and individual water supplies or individual sewage disposal systems are planned, the subdivider, at his own expense, shall have the site investigated by the County Health Department or other authorized, qualified individual, firm, or agency, to determine whether or not such individual facilities are feasible and shall present proof to the Planning Board that appropriate soil tests have been conducted, and

that each lot in the subdivision not served by public water or sewage disposal systems has been approved by the County Health Department for individual water supplies and/or sewage disposal systems. The site investigation for sewage disposal shall include sufficient number of percolation tests, and test holes of sufficient depth to determine the absorption capacity of the soil and the locations of the ground-water table, and of rock formations and other impervious strata. The number of percolation tests required and the depth of test holes shall be determined by the county sanitarian (see also Appendixes B and C).

- (a) Where individual sewage disposal systems are planned, the minimum lot sizes specified in this ordinance shall be increased as required by the results of percolation tests and sub-soil investigation. As a minimum the following shall apply.
1. In areas not served by a community or public sewer system, but that are served by a community or public water system, the distance between dwellings should be increased; therefore, the minimum lot shall contain 15,000 square feet of useable land, not less than 100 feet wide at the building line, nor less than 150 feet deep.
 2. In areas lacking both community water and community sewer systems, the minimum lot shall contain 20,000 square feet of useable land, not less than 100 feet wide at the building line, nor less than 200 feet deep.
 3. Wells shall be located at least 100 feet from any septic tank or filter field whether on the same lot or another adjoining lot.
- (b) Water supply and sewerage facilities shall comply with applicable State and County Public Health laws and regulations, in all aspects not specifically mentioned in this ordinance (See Appendixes B and C).
- (4) Corner lots for residential use shall have an extra side yard width of 10 feet to permit adequate building setback from side streets.

- (5) Double frontage and reverse frontage lots shall be avoided, except where required to separate residential development from through traffic.
- (6) Side lot lines shall be substantially at right angles or radial to street lines.
- (7) Triangular shaped lots shall be avoided.

C. BUILDING SETBACK LINES:

The Jones County Board of Commissioners and the Planning Board recognize that many areas in Jones County offer a developer the opportunity of creating a unique living environment. Subdividers are encouraged to take advantage of the unique characteristics of their properties such as topography, water frontage, trees and shrubbery, and other aesthetic attributes. Exceptions and variations to the standards and requirements of this ordinance will be considered providing that such variations will not have the effect of nullifying, circumventing or otherwise destroying the spirit and intent of this ordinance.

The minimum building setback from the property lines shall be as follows, unless a variation is secured from the Planning Board:

- | | |
|--|---------|
| (1) From the front right-of-way line | 25 feet |
| (2) From the side property line | 12 feet |
| (3) From the rear property line | 25 feet |
| (4) From the side property line on corner lots | 22 feet |

D. BLOCKS:

Blocks shall be laid out with special attention given to the type of use contemplated.

- (1) Block lengths shall not exceed 1,500 feet or be less than 500 feet.
- (2) Blocks shall have sufficient width to provide for two tiers of lots of appropriate depth except where otherwise required to separate residential development from through traffic.

E. EASEMENTS:

Easements centered on all rear and side lot lines shall be provided for utilities and shall be at least seven and one-half (7½) feet wide on each side of side and rear lot lines.

- (1) Where a subdivision is traversed by a water course, drainage way, channel or stream, there

shall be provided a storm water easement or drainage right-of-way conforming substantially with the lines of such water course, and such further width or construction, or both, as will be adequate for the purpose. Parallel streets or parkways may be required in connection therewith.

- (2) Lakes, ponds, creeks, and similar areas will be accepted by the County for maintenance only if sufficient land is dedicated as a public recreation area of park or if such area constitutes a necessary part of the drainage control system. Such areas must be approved by the Planning Board before approval of the final plat.

F. BUFFER STRIPS:

It is recommended that in residential districts a buffer strip at least 50 feet in depth in addition to the normal lot depth required shall be provided adjacent to all railroads, limited access highways, and heavy industrial areas. This strip shall be a part of the platted lots, but shall have the following restriction lettered on the face of the plat. "This strip reserved for the planting of trees or shrubs by the owner; the building of structures hereon is prohibited."

G. SIDEWALKS:

Subdivisions developed within a half ($\frac{1}{2}$) mile radius of existing or a recognized approved planned school or recreation area may be required to contain sidewalks. Any other land to be subdivided that has a high potential for pedestrian traffic may also be required by the Jones County Board of Commissioners to install sidewalks. Sidewalks shall not be less than forty-eight (48) inches in width and a minimum thickness of three inches of reinforced concrete on a compacted gravel or rock base.

H. COMMUNITY ASSETS:

In all subdivisions due regard shall be shown for all natural features such as large trees and water courses, and for historical spots and similar community assets which, if preserved, will add attractiveness and value to the property.

I. SUITABILITY OF THE LAND:

The Planning Board shall not approve the subdivision of land if from adequate investigations conducted by all public agencies concerned, it has been determined that in the best interest of the public the site is not suitable for platting and development purposes of the kind proposed.

Land subject to flooding and land deemed to be topographically unstable or otherwise unsuitable shall not be platted for residential occupancy, nor for such other uses as may increase danger to health, life, or property or aggravate erosion or flood hazard. Such land within the plat of elevations below the limits of the determined 100 year flood level shall be set aside for such uses as shall not be endangered or damaged by periodic or occasional inundation or shall not produce unsatisfactory living conditions.

Fill may not be used to raise land in areas subject to flood, as determined by the Planning Board based on available known flood level data, unless the fill proposed does not restrict the flow of water and unduly increase flood heights.

J. LANDS MADE, ALTERED OR FILLED:

Areas that have been used for the disposal of solid wastes shall not be subdivided into commercial or residential building sites. This shall include those areas that have been used for the disposal of trash, demolition waste, and other waste materials.

ARTICLE XII

IMPROVEMENTS

No subdivision shall be granted final approval unless the following improvements either have been constructed or approved plans prepared and their execution guaranteed in accordance with the provisions of ARTICLE X of this regulation.

- (1) Within the corporate limits of any municipality whose governing body agrees by resolution to enforce these regulations. Grading street rights-of-way, paving roadways at the designated width, and installing facilities for water supply, sewage collection and surface drainage, all in conformance with standards specified by the various town engineers.
- (2) Within Jones County but outside the limits of the jurisdiction of any municipality: Street rights-of-way shall be graded to sufficient width, properly drained, and prepared with a proper base so as to be acceptable for maintenance by the North Carolina State Highway Commission.

(3) Within all of Jones County.

A. Monuments:

Permanent concrete monuments four (4) inches in diameter or square, three (3) feet long, shall be placed at not less than two (2) corners of the subdivision, provided that additional monuments shall be placed where necessary so that no point within the subdivision lies more than 500 feet from a monument. Two or more of the required monuments shall be designated as control corners. The top of each monument shall have an indented cross, metal pin, or metal plate to identify properly the location of the point. All monuments shall be shown on the final plat.

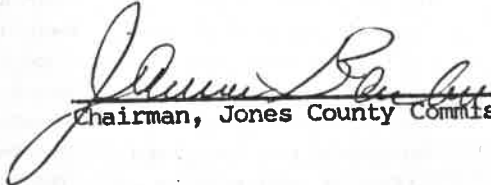
- (1) Property Corner Tie: At least one corner of the property surveyed shall be designated by course and distance (tie) from a readily discernible reference marker. If a corner is within 2,000 feet of a U. S. Coast and Geodetic Station or N. C. Grid System coordinated monument, then this corner shall be accurately tied to this Station or monument by computed X and Y coordinates which shall appear on the Map with a statement identifying this station or monument or to an accuracy of 1:15000. When such a Monument or Station is not available, the tie shall be made to some pertinent and readily recognizable land mark or identifiable point, physical object or structure.
- (2) Markers: All lot corners, all points where the street lines intersect the exterior boundaries of the subdivision, all angle points and points of curve in each street shall be marked with iron pipe not less than two (2) inches in diameter and forty (40) inches long, driven so as to be 1 inch above the finished grade.

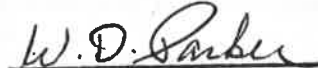
BOOK 1 PAGE 36

ARTICLE XIII

EFFECTIVE DATE

This Ordinance shall take effect and be in force 20 days after its adoption by the County Commissioners of Jones County on June 25, 1973, 1973.


Chairman, Jones County Commissioners


Clerk of Jones County

APPENDIX A

CERTIFICATION FORMS

(a) Certificate of Ownership and Dedication

I (We) hereby certify that I am (we are) the owner(s) of the property shown and described hereon and that I (we) hereby adopt this plan of subdivision with my (our) free consent, establish the minimum building lines, and dedicate all streets, alleys, walks, parks, and other open spaces to public or private use as noted. Further, I (we) certify that the land as shown hereon is within the subdivision regulations jurisdiction of the County Commissioners of Jones County.

Date 19____

Owner

Owner

(b) Certificate of Accuracy

I hereby certify that the plat shown and described hereon is a true and correct survey and that the monuments have been placed as shown hereon, in accordance with the requirements of the Jones County Subdivision Regulations:

Linear Accuracy: 1:5000

Angular Accuracy: 30" (minutes) x the square root of the sum of angles turned.

The plat shown is in accordance with the provision of North Carolina G. S. 47-30 as amended.

Date 19____

Engineer or Surveyor

(c) Certification of Approval of Water Supply and Sewage Disposal System

I hereby certify that the on-site water supply and/or on-site sewage disposal systems installed, or proposed for installation, in _____ subdivision fully meet public health requirements (as described in Appendix B of the Subdivision Regulations of Jones County) and are hereby approved.

Date

Jones County Health Director or his
Authorized Representative

(d) Certificate of the Approval of Streets and Utilities

I hereby certify: (1) that streets, utilities, and other improvements have been installed in an acceptable manner and according to Jones County specifications in the subdivision entitled: _____,
(2) that a security bond in the amount of \$ _____ has been posted with the Jones County Commissioners or
(3) that a satisfactory financial arrangement has been made to assure completion of all required improvements in case of default.

19

County Engineer

Clerk to the Jones County
Board of Commissioners

(e) Certificate of Approval for Recording

We hereby certify that the subdivision plat shown hereon has been found to comply with the Subdivision Regulations for Jones County, with the exception of such variances, if any, as are noted in the minutes of the Jones County Planning Board and/or Board of County Commissioners and that it has been approved for recording in the office of the Register of Deeds.

19

19

Chairman, Jones County
Planning Board

Chairman, Jones County Board
of Commissioners

(f) Certificate of Approval and Acceptance of Dedications

I, _____ the County Clerk and Treasurer of Jones County, do certify that Jones County approved this plat or map and accepted the dedication of the easements, rights-of-way and public park shown thereon, but assume no responsibility to open or maintain the same until, in the opinion of the governing body of Jones County, it is in the public interest to do so.

Date 19____

County Clerk - Treasurer

APPENDIX B

Water supply systems serving ten or more connections are classified as public water supplies by State law, and plans and specifications must be approved by the Sanitary Engineering Division, State Board of Health, N. C. Department of Human Resources.

Water supply systems serving from two to nine connections, inclusive, may be regulated by the County Board of Health, and plans should be approved by the County Health Department.

Plans for public and community sewer systems must be approved by the Office of Water and Air Resources, N. C. Department of Natural and Economic Resources.

Individual water supplies should be located, constructed and operated in accordance with State Board of Health Bullentin No. 476, "Protection of Private Water Supplies."

Individual sewage disposal systems must be installed and maintained in accordance with the State Board of Health "Rules and Regulations Governing the Disposal of Sewage from Any Residence, Place of Business or Place of Public Assembly in North Carolina" and the regulations of the County Board of Health. State Board of Health Bullentin No. 519, "Residential Sewage Disposal Plants," contains helpful information.

APPENDIX C

(1) Public water and sewerage systems: Based on plans and specifications approved, respectively, by the Sanitary Engineering Division, State Board of Health, N. C. Department of Human Resources and the Office of Water and Air Resources, N. C. Department of Natural and Economic Resources.

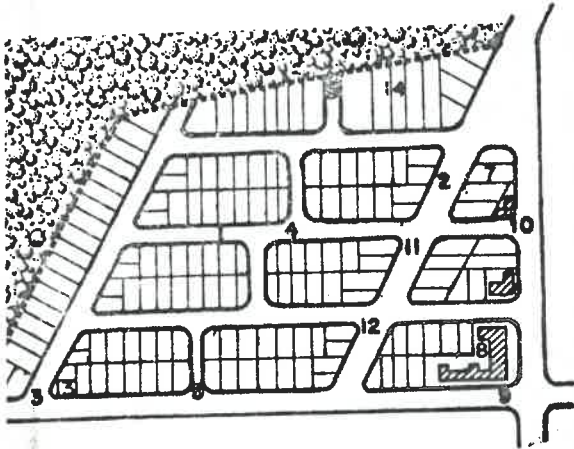
(2) Semi-public water systems (2-9 connections) and public sewerage systems: Based on plans and specifications approved, respectively, by the County Health Department and the Office of Water and Air Resources, N. C. Department of Natural and Economic Resources.

(3) Public or semi-public water systems and individual sewage disposal systems: Water supply based on plans and specifications approved by either the Sanitary Engineering Division, State Board of Health, N. C. Department of Human Resources or the County Health Department whichever is acceptable. Individual sewage disposal systems based on a site investigation by the County Health Department, including tests of the absorption capacity of the soil and sub-soil investigation, showing that the site is suitable for individual sewage disposal systems.

(4) Individual water supplies and public sewerage systems: Based on a site investigation by the County Health Department and sewerage system plans and specifications approved by the Office of Water and Air Resources, N. C. Department of Natural and Economic Resources.

(5) Individual water supplies and individual sewage disposal systems: Based on a site investigation by the County Health Department, including tests of the absorption capacity of the soil and sub-soil investigations, showing that the site is suitable for individual water supplies and individual sewage disposal systems.

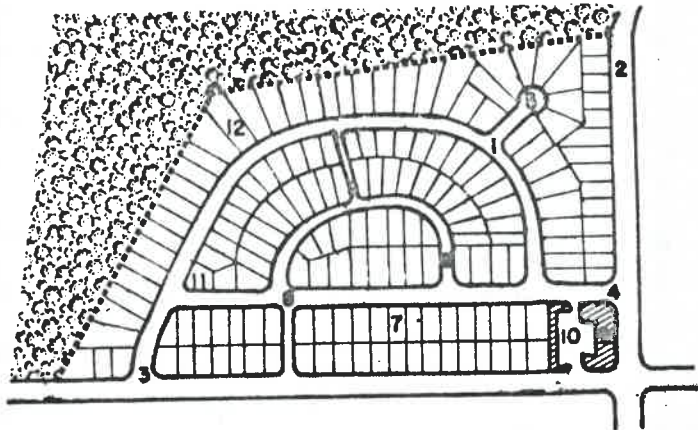
Subdivision Plats



POOR PLANNING

WHAT IS WRONG WITH IT

- GRIDIRON STREET PATTERN WITHOUT A PURPOSE.
- HEAVY TRAFFIC WITHIN SUBDIVISION.
- ANGULAR INTERSECTIONS
- NON-ABUTTING STREETS.
- NUMEROUS SUBDIVISION ENTRANCE STREETS.
- DEAD-END STREETS.
- SMALL, UNECONOMICAL BLOCKS.
- RIBBON SHOPPING DISTRICT.
- NO OFF-STREET PARKING SPACE.
- STORES AMID RESIDENCES.
- LOTS NOT PERPENDICULAR TO STREETS.
- ANGULAR LOTS.
- SMALL CORNER LOTS.
- DEEP LOTS.



GOOD PLANNING

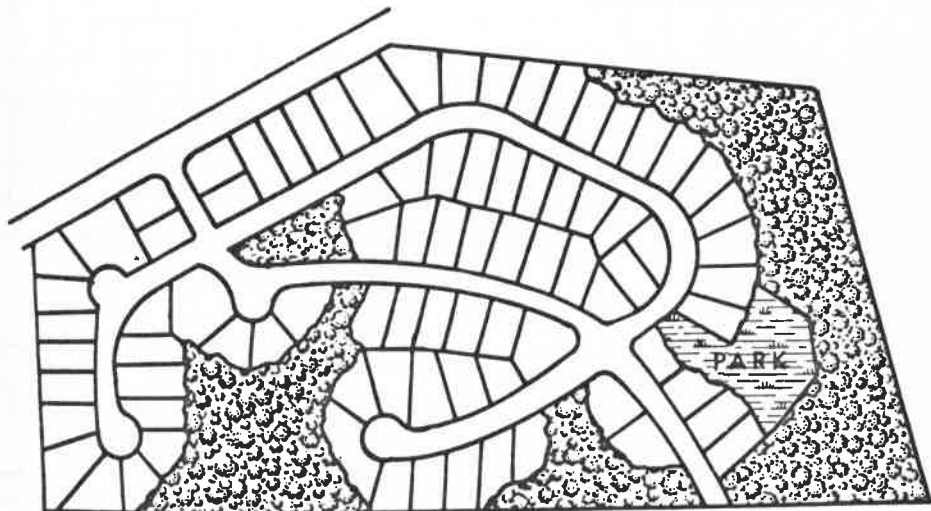
WHAT IS GOOD ABOUT IT

- 1 CURVED STREET PATTERN ADDS TO SUBDIVISION APPEAL.
- 2 HEAVY TRAFFIC DIVERTED.
- 3 SAFE, PERPENDICULAR INTERSECTIONS.
- 4 FEW SUBDIVISION ENTRANCE STREETS.
- 5 QUIET STREET.
- 6 LOCAL STREETS FOR LOCAL TRAFFIC ONLY.
- 7 LONG ECONOMICAL BLOCKS.
- 8 CROSS WALKS IN LONG BLOCKS.
- 9 ORGANIZED SHOPPING CENTER.
- 10 OFF-STREET PARKING SPACE.
- 11 WIDE CORNER LOTS.
- 12 LOTS PERPENDICULAR TO STREETS.

SUBDIVISION DESIGN



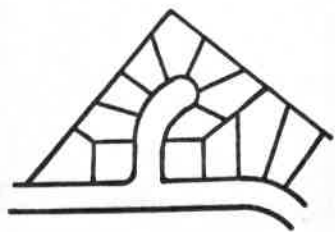
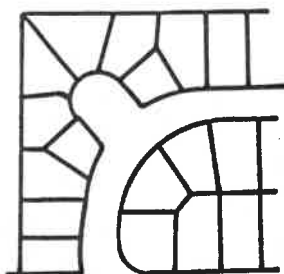
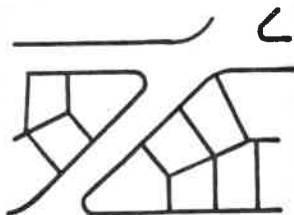
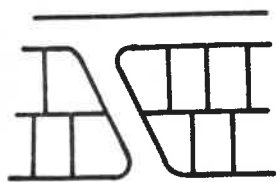
TYPICAL



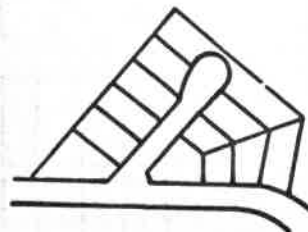
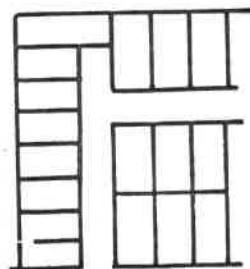
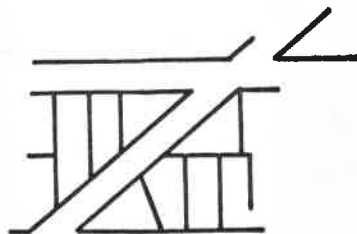
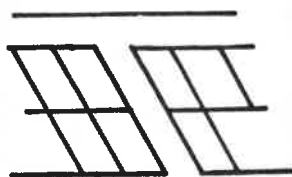
BEST

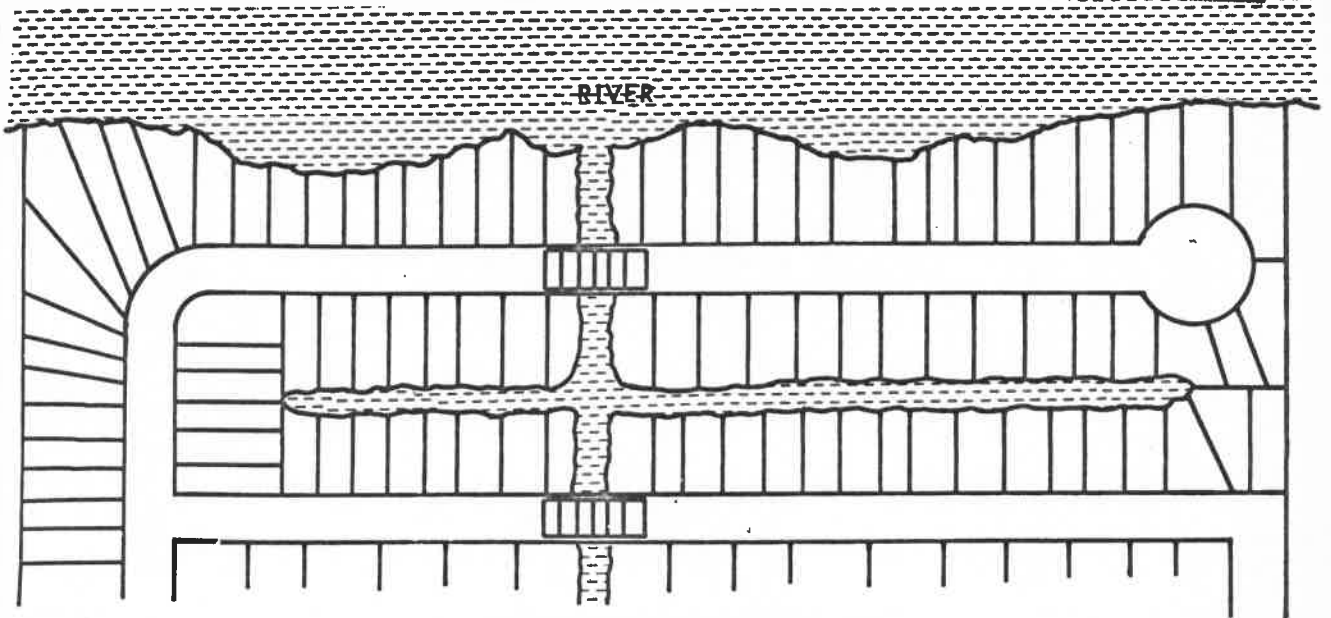
COMMON PRACTICES IN LOTTING

GOOD

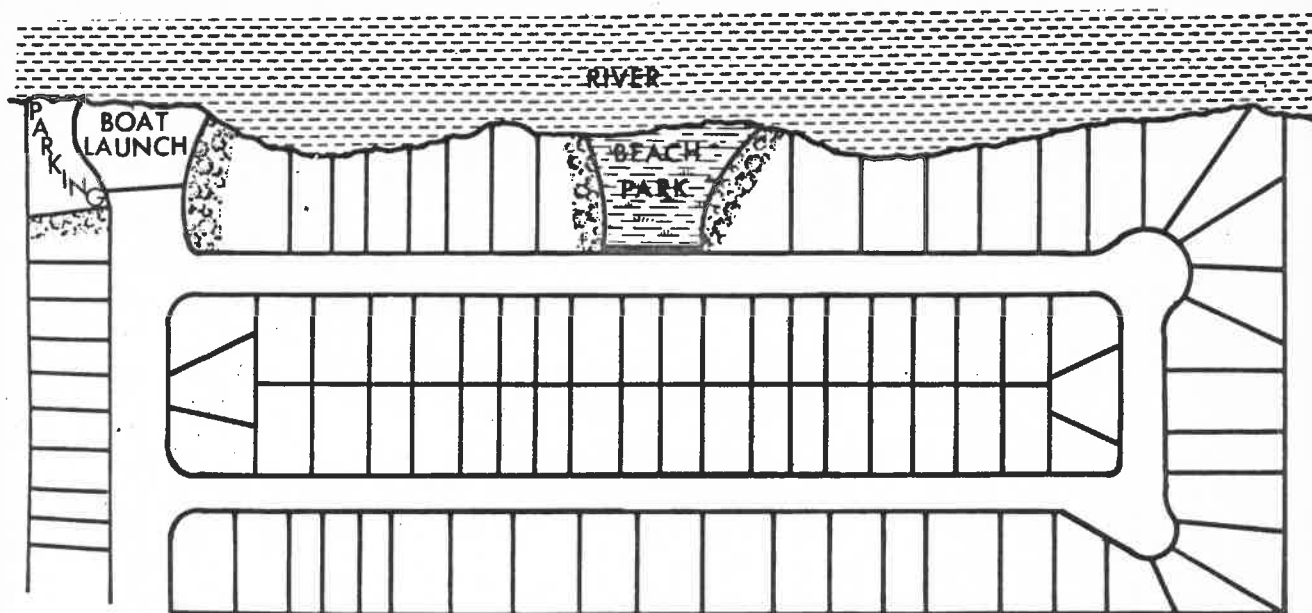


BAD





QUESTIONABLE



BETTER

CODE VIOLATION PENALTIES RESPECTIVE TO DESIGNATED FLOOD PRONE AREAS
IN JONES COUNTY1. Civil Penalties.

- a. Any person who violates any of the provisions of these codes and/or ordinances or rules or orders adopted or issued pursuant to these codes and/or ordinances, or who initiates or continues an activity for which approval and/or a plan is required except in accordance with the terms, conditions, and provisions of the approval and/or plan, be subject to a civil penalty of not more than \$100. No penalty shall be assessed until the person alleged to be in violation has been notified of the violation. Each day of a continuing violation shall constitute a separate violation.
- b. The governing body of the County of Jones shall determine the amount of the civil penalty to be assessed under this subsection and shall make written demand for payment upon the person in violation, and shall set forth in detail a description of the violation for which the penalty has been imposed. In determining the amount of the penalty the governing body shall consider the degree and extent of harm caused by the violation and the cost of rectifying the damage. If payment is not received or equitable settlement reached within 60 days after demand for payment is made the matter shall be referred to the County of Jones Attorney for institution of a civil action in the name of the County of Jones in the appropriate division of the General Courts of Justice for recovery of the penalty. Any sums recovered shall be used to carry out the purposes and requirements of the Codes and/or ordinances.

2. Criminal Penalties.

Any person who knowingly or willfully violates any provision of these codes and/or ordinances, or rule or order adopted or issued pursuant to this ordinance, or who knowingly or willfully initiates or continues an activity for which approval and/or a plan is required except in accordance with the terms, conditions, and provisions of an approval and/or approved plan, shall be guilty of a misdemeanor punishable by imprisonment not to exceed 90 days, or by a fine not to exceed \$5,000, or by both, in the discretion of the court.

3. Injunctive Relief.

- a. Whenever the governing body has reasonable cause to believe that any person is violating or threatening to violate these codes and/or ordinances or any rule or order adopted or issued pursuant to these codes and/or ordinances, or any term, condition, or provision of a granted approval and/or approved plan, it may, either before or after the institution of any other action or proceeding authorized by these

ORDINANCE NO. 6

codes and/or ordinances institute a civil action in the name of the County of Jones, for injunctive relief to restrain the violation or threatened violation. The action shall be brought in the Superior Court of Jones County.

b. Upon determination by a court that an alleged violation is occurring or is threatened, it shall enter such orders or judgments as are necessary to abate the violation or to prevent the threatened violation. The institution of an action for injunctive relief under this section shall not relieve any party to such proceedings from any civil or criminal penalty prescribed for violations of these codes and ordinances.

4. Severability.

If any section or sections of these codes and/or ordinances is/are held to be invalid or unenforceable, all other sections shall nevertheless continue in full force and effect.

5. Effective Date.

January 6, 1975.

ORDINANCE NO. 7 Passed unanimously by Jones County Board of Commissioners 12-19-77

AN ORDINANCE TO LICENSE INSULATION CONTRACTORS AND OTHERS WHO INSTALL MATERIALS AND EQUIPMENT DESIGNED TO MEET THE ENERGY CONSERVATION STANDARDS OF THE STATE BUILDING CODE

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF JONES COUNTY.

Section 1. Authority.

This ordinance is adopted pursuant to Chapter 703, North Carolina Session Laws of 1977, and G. S. 153A-134.

Section 2. License Required.

On and after January 1, 1978, no person, firm or corporation may for a consideration install, alter or restore, within any unincorporated part of Jones County and within any city which adopts this ordinance pursuant to the authority granted in G. S. 153A-122, any insulation or other materials or energy utilization equipment designed or intended to meet the State Building Code requirements for insulation and energy utilization standards who is not either (a) licensed as a contractor to do the proposed work under Chapter 87 of the General Statutes; (b) working under the supervision of a registered architect or professional engineer; (c) an owner working upon his own building; or (d) licensed under this ordinance.

Section 3. Applications.

Every person desiring a license under this ordinance shall submit an application for such license to the building inspector conforming to the following requirements:

- (1) Form of Application. Each application shall be a written statement upon forms provided by the building inspector.
- (2) Contents of Application. Each application shall contain the following information.

ORDINANCE NO. 7

- (a) Name and home address of the applicant, if an individual, or home office address, if a corporation or partnership;
 - (b) Names and home addresses of the partners, if a partnership;
 - (c) Names and home addresses of the officers and directors, if a corporation;
 - (d) Place where the proposed business is to be located;
 - (e) Complete record of all convictions of felonies or acts involving dishonesty, fraud, or deceit by the applicant or any employee, partner, officer, or director of the applicant, whether in this or any other state or jurisdiction;
 - (f) Complete record of all licenses held by the applicant or any employee, partner, officer, or director of the applicant authorizing activities of the type regulated by this ordinance or other activities involving construction, alteration, or modification of buildings and structures;
 - (g) Information as to the circumstances in which any local, state, or federal government or agency has refused, suspended, or revoked a license of the type described in paragraph (f) to applicant or any employee, partner, officer, or director of the applicant.
- (3) License Fees. Each application shall be accompanied by a license fee in the amount of \$_____ for such license, such amount to be for the fiscal year and prorated by quarters to the end of such year.
- (4) False Statements. False statements on any application for a license shall be grounds for immediate revocation or denial of such license.

Section 4. Procedure for Issuance.

- (a) Review by County Officers. Each application received by the building inspector shall be promptly forwarded to all interested departments which might have information for review. Such officers shall promptly make any comments and recommendations pertaining to the application and forward them to the building inspector.
- (b) Licensing Agency. The application and any comments and recommendations relating thereto shall be considered by the building inspector which shall then issue or deny the license pursuant to the following standards.
- (c) Standards. The officer designated in (b) above shall issue the license unless it shall find that the applicant or any employee, partner, officer, or director of the applicant:
 - (1) Has been convicted within the last three years of a felony or an act involving dishonesty, fraud, or deceit, whether in this or any other state or jurisdiction;
 - (2) Has been refused a license to do the type of work authorized herein or has had such a license suspended or revoked by any local, state or federal government or agency and such government or agency has not subsequently granted or restored such license;
 - (3) Has knowingly made a false statement in the application;
 - (4) Has failed to post the bond or other security required by Section 9.
- (d) Appeal from Denial. Any applicant whose license is denied may appeal the denial to the Jones County Board of County Commissioners. After

ORDINANCE NO. 7

reasonable notice to the applicant, the Board shall afford the applicant an opportunity to show why its license should not be denied.

Section 5. Termination and Renewal of Licenses.

All licenses issued hereunder shall terminate on the last day of the fiscal year for which issued. Renewal of such licenses shall be pursuant to the same procedures and requirements set forth for initial issuance.

Section 6. Suspension; Revocation; Appeal.

- (a) The building inspector may suspend or revoke any license issued hereunder at any time upon a showing that the applicant or any employee, partner, officer, or director of the applicant has: (a) knowingly made a false statement in the application for a license; or (b) violated the State Building Code requirements as to insulation or energy utilization equipment or materials, whether in this or any other jurisdiction; or (c) been convicted of an act involving dishonesty, fraud, or deceit with respect to any contract entered into for work requiring this license.
- (b) Any licensee whose license is suspended or revoked may appeal the suspension or revocation to the Jones County Board of County Commissioners. After reasonable notice to the licensee, the Board shall afford the licensee an opportunity to show why its license should not be suspended or revoked.

Section 7. Change of Location.

The location of any licensed business may be changed, provided 10 days' notice thereof is given to the building inspector and operation at such new location does not violate any applicable State or local law, ordinance, or regulation.

Section 8. Permit Required; Permit Fees.

On and after January 1, 1978, no person, firm or corporation licensed under this ordinance may for a consideration install, alter or restore any insulation or other materials or energy utilization equipment designed or intended to meet the State Building Code requirements for insulation and energy utilization without first securing a permit from the building inspector for each item of work. There shall be a permit fee of \$_____ for each permit issued

Section 9. Bond Required.

- (a) Before a license shall be issued to any applicant, the applicant shall post a bond with Jones County in the amount of \$1,000. In lieu of posting a bond, the applicant may deposit a cashier's check or cash in the same amount.
- (b) The security required by subsection (a) shall be available to indemnify any person for any damage which may accrue by reason of the applicant's failure properly to provide or install insulation, energy utilization equipment or other materials designed or intended to meet the State Building Code Standards for insulation and energy utilization.

Section 10. Penalties.

Any person, firm or corporation violating the provisions of this ordinance shall be subject to all the applicable punishment, penalties, and equitable relief provided for by Chapter 703, North Carolina Session Laws of 1977, and G. S. 153A-123.

Section 11. Effective Date.

This ordinance shall become effective January 1, 1978.

ORDINANCE NO. 8

Unanimously approved by the Jones County Board of Commissioners
on 1-28-80 to become effective 3-1-80.

JONES COUNTY

REGULATIONS, RULES, FEES FOR ENFORCEMENT OF FEDERAL, STATE

COUNTY CODES

Sec. 1-1 INSPECTIONS REQUIRED BY COUNTY INSPECTOR OR HEALTH INSPECTOR.Sec. 1-2 PERMITS REQUIRED.

1. IMPROVEMENT PERMIT (SEPTIC TANK).
2. CONSTRUCTION PERMIT FEE (INCLUDING INSULATION).
3. INSULATION-ENERGY PERMIT FOR EXISTING BUILDINGS.
4. ELECTRICAL.
5. PLUMBING.
6. HEATING-COOLING.
7. SUBDIVISION.
8. FLOOD PLAIN
9. FUEL TANKS (SERVICE STATIONS ONLY.)

Sec. 1-3 OBTAINING PERMITS.

1. Contact Inspector before beginning work.

County Inspector Nolan Jones; (Bus. 448-8000
Res. 743-5341) for eight kinds of permits.

County Sanitarian Jerry Hansley (Bus. 448-2701)
Septic Tank-Improvement Permit.

2. Pay fee and obtain permits. Permits obtained from
Inspector and paid thru the Inspector to Jones County.
3. Post all permits before beginning work.

Sec. 1-4 PERMIT FEES. The County shall receive such fees for service of the
Inspector as may be fixed by the County Commissioners.

1. IMPROVEMENT PERMIT (SEPTIC TANK) FEE-----No Fee.

SEE NEXT PAGE

2. CONSTRUCTION PERMIT FEE (INCLUDING INSULATION).

\$501.00-\$1,000.00	\$30.00
\$1,000.01-\$3,000.00	32.00
\$3,000.01-\$6,000.00	35.00
\$6,000.01-\$10,000.00	45.00
\$10,000.01-\$15,000.00	55.00
\$15,000.01-\$25,000.00	60.00
\$25,000.01-\$50,000.00	70.00
OVER \$50,000.00-\$1.50 per thousand	

COST OF CONSTRUCTION

Residential	Brick Veneer	Wood	CMU Block
1 Story	24.00 sq ft	22.00 sq ft	20.00 sq ft
2 Story	40.00 sq ft	37.00 sq ft	35.00 sq ft
Garage, Carport or porch	8.00 sq ft	8.00 sq ft	8.00 sq ft
Unfinished basement	7.00 sq ft	7.00 sq ft	7.00 sq ft
Finished basement	15.00 sq ft	10.00 sq ft	10.00 sq ft
Shed or outbuilding	6.00 sq ft	5.00 sq ft	5.00 sq ft
Cement Floor, slab drive	1.50 each	1.50 each	1.50 each
Extra bath	1000.00 each	1000.00 each	1000.00 each
Extra half-bath	600.00 each	600.00 each	600.00 each
Fireplace	1000.00 each	1000.00 each	1000.00 each
Miscellaneous Minimum Fee	10.00	10.00	10.00

3. INSULATION PERMIT-ENERGY FEE FOR EXISTING BUILDING.
\$20.00 for insulation and energy inspection.

4. ELECTRICAL PERMIT FEE.

(1) Condominium, townhouse same as single residence

(2) Temporary or permanent service inspections (not
including other wiring)
0-100 amp service-each 6.00
101-200 amp service-each 8.00

(3) Residential inspections (including service)
0-100 amp service-each 12.00
101-200 amp service-each 15.00

(4) Residential apartment inspection (Including service)

No. of Apartments	Per unit charge 0-125 amp service	126-200 amp service
0-4	\$10.00	\$12.00
5-10	8.00	10.00
11-25	6.00	8.00
26 +	5.00	6.00

(5) Non-residential construction:

0-100 amp service- each 15.00
101-200 amp service-each 20.00
201-400 amp service-each 25.00
Over 400 amps 10.00 per 100 amps

(6) Extra electrical inspection:

\$5.00 per inspection plus mileage for each trip

(7) Mileage per inspection trip

Minimum fee shall be \$1.00

Mileage shall be charged in addition to all other fees.

SEE NEXT PAGE

5. PLUMBING PERMIT FEE
\$2.00 each type of fixture

6. HEATING-COOLING, APPLIANCES PERMIT FEE
\$1.00 per outlet
\$8.00 minimum

7. SUBDIVISION PERMIT FEE
\$5.00 per lot

8. FLOOD PLAIN PERMIT FEE
\$10.00 per certification

9. FUEL TANK PERMIT FEE (SERVICE STATIONS ONLY)
First 4,000 gallons-\$15.00
Over 4,000 gallons-\$2.00 per thousand gallons

Sec. 1-5 PERMITS, INSPECTIONS AND WORK.

- (1) The Inspector shall be notified before beginning of work for which a permit is required and no permit shall be issued prior to payment of fees. No person, firm or corporation is exempt.
- (2) Plans and specifications must be submitted before issuance. No permit shall be issued until plans and specifications are submitted as a basis for such permit, and when work is completed said work will comply with the codes and will have all requirements by the codes to constitute a safe, sanitary, and complete job.
- (3) Work shall conform to plans and permit. All work done under any permit shall be done in conformity with the provisions of such permit, and in conformity with the approved plans where required, and no change in the work authorized shall be made except by an amendment to the permit by the Building Inspector.
- (4) Before beginning any work that requires a permit, the owner or contractor shall have posted all required permits. The permits must be posted on the outside of the building or premises, and must be visible from the road or street until all work has been completed. Any work proceeding without permits being properly displayed shall be guilty of a misdemeanor.
- (5) Permit obtained by individual for personal construction.

All work shall be done by the individual whose name appears on the permit. Exception: Individuals may be employed by the hour or week and for a stipulated sum of money, if qualified to help install plumbing, heating, electrical, air conditioning, roofing, or tile if said person's name appears on the permit.
- (6) No permit shall be transferred.
- (7) Inspectors Right of Entry. The Building Inspector shall have the right to enter public and private property within jurisdiction of these Rules and Regulations at reasonable times as may be necessary for the performance of his duties.

SEE NEXT PAGE

- (8) Expiration of Permits. Permits issued for construction, alteration, or repair of any building shall expire at the end of 12 months. If construction is not completed at the end of 12 months from date permit was issued, completion date shall appear on permit. Permits issued for removal or demolition of any structure shall expire at the end of the 60th day from date issued.

Revocation of Permits. The Building Inspector shall revoke any permit if the work done under such permit departs materially from the approved plans or terms of the permit, or if any false statement or misrepresentation was made in securing the permit.

- (9) Construction started without permits. Double Fee. Any person, firm, or corporation beginning or undertaking any work or construction for which a permit is required, without such permit having been issued and properly posted, will be in violation of these Rules and Regulations and if any such work or construction is so begun or undertaken without a permit being issued for such work or construction, then the permit fees will be doubled.

Sec. 1-6 EXCEPTIONS ON PERMITS, INSPECTIONS WORK.

(1) Building-Construction.

No permit shall be required for any painting or construction unless total value of repairs exceeds \$500.00 which includes any construction, extension, alteration, or general work. Applies to building only.

(2) Electrical

No permit or inspection shall be required for minor repair work such as replacement of lamps or the connecting of portable devices to suitable receptacles which have been permanently installed.

(3) Plumbing

Before any plumbing or drainage of any building shall be installed, there shall be filed with the Inspector, a written application stating the location of the building and the exact number of fixtures. Application must be applied for and approved for any fixture relocated or rearranged, including vents and waste pipes.

(4) Heating, Cooling, Appliances.

No permit shall be required for minor repairs or minor burner service or filter replacement on any heating or cooling system.

No person, firm, or corporation shall commence or proceed with the installation, extension, or alteration of any heating or cooling equipment or system without a written permit from the Building Inspector.

Sec. 1-7 INSPECTOR'S DUTIES.

- (1) Enforce the North Carolina Building Code, the Uniform Residential Building Code, all related Technical Codes, Subdivision Ordinance, Flood Plain Certification, etc. as listed in Sec. 1-2 PERMITS REQUIRED except Improvement Permit.

SEE NEXT PAGE

- (2) Issue all permits except Improvement Permit; Collect all fees on behalf of Jones County prior to issuing permits; Keep record of inspections and receipts of fees; and account for fees and deposit fees with County Finance Office not less than once per month.
- (3) Inspect all work to ascertain if work conforms to the permit.
- (4) Have all defects remedied.
- (5) Make an annual report to the Chairman of the County Commissioners.
- (6) Report monthly to the Board of County Commissioners all permits issued for building, plumbing, and electrical installations, and all building certificates granted and all buildings inspected with copies to Tax Office.

Sec. 1-8 CODES, PUBLIC INSPECTION, REVIEW.

- (1) North Carolina Building Code Adopted. Subject to the amendments hereinafter stated, the North Carolina Building Code, Volume I, General Construction, 1979 edition, adopted by the North Carolina Building Code Council in accordance with the act of the General Assembly of North Carolina is adopted and applicable to Jones County.
- (2) Residential Building Code Adopted. Pursuant to the authority contained in G.S. 143-138 (B) and other applicable laws, the North Carolina Uniform Residential Building Code, as prepared by the North Carolina Building Inspectors Association, 1978 edition, and as published by the North Carolina Building Code Council, is hereby approved, adopted and made applicable to Jones County in all respects as if herein copied and set out in full, to the end that the provisions of said Code shall fully apply in all matters pertaining to the construction alteration, repair of dwelling and out buildings. That a copy of said Code is contained in the office of the Building Inspector of Jones County and is available for inspection by the public.
- (3) National Electrical Code adopted, Chapter XXX, North Carolina State Building Code.
 - A. Except as may be provided otherwise by rules promulgated by the Building Council, the electrical system of a building or structure started after January 1, 1978, shall be installed in conformity with the 1978 edition of the National Electrical Code as adopted by the National Fire Protection Association.
 - B. Section 3104, North Carolina State Building Code, Volume I, Volume IV-Electrical.
Please refer to this pamphlet which contains administrative rules and regulations and State Laws pertaining to enforcement of Electrical Code.
- (4) The North Carolina State Building Code, Volume II, Plumbing, 1968 edition, adopted by the North Carolina Building Code Council, in accordance with the Act of the General Assembly of 1957, Chapter 1138, adopted September 12, 1967, is hereby adopted and made applicable to Jones County.
- (5) Heating and Air Conditioning Code Adopted. The North Carolina State Building Code, Volume III-Heating, Air Conditioning, Refrigeration, and Ventilation adopted by the North Carolina Building Code Council in accordance with the act of General Assembly of 1957, Chapter 1138, revised 1969, and adopted September 14, 1971, is hereby adopted and made applicable to Jones County.

SEE NEXT PAGE

- (6) Code and Amendment Copies. Each of the above mentioned Codes, and any such Code now adopted or which may be hereafter adopted by Jones County, shall be kept in the Home Office of the Building Inspector for public inspection and reviewed and in Register of Deeds Office. Upon any of the above Codes or such standards being revised or reissued by the authorities stated, the same may be inserted in this Code. All revised and/or amended shall be automatically incorporated in and become a part of these Rules and Regulations without further action by the County Commissioners.

Sec. 1-9 It is unlawful to violate any provision of this Chapter and to permit any such violation to continue, and any person convicted of violating any provisions of this Chapter shall be punished as provided in Section 1-10 of these Rules and Regulations and each day of continuance of such violation shall be a separate violation.

Sec. 1-10 PENALTY FOR VIOLATION.

Any person, firm, corporation who shall be adjudged to be in violation shall be guilty of a misdemeanor and shall upon conviction be liable to a fine, not to exceed fifty dollars (\$50.00) for each offense.

57

ORDINANCE 9

On a MOTION made by Tommie Brown, seconded by Robert Jarman and unanimously carried the following Ordinance was adopted on January 4, 1982 effective thereon.

JONES COUNTY

SOLID WASTE ORDINANCE

Section I. Purpose and Statutory Authority

The purpose of this ordinance is to regulate the storage, collection, and disposal of solid wastes in Jones County. This ordinance is adopted pursuant to the authority contained in G.S. 153A-121, -132.1 and -136.

Section II. Definitions

The following definitions apply in the interpretation and enforcement of this ordinance:

- A. Board: Board of Commissioners of Jones County.
- B. Bulky waste: Large items of solid waste such as household appliances, furniture, automobiles, large auto parts, trees, branches, stumps, and other over-size wastes whose large size precludes or complicates their handling by normal solid waste collection, processing or disposal methods.
- C. Collection: The act of removing solid wastes from a point of generation to a central storage point or to a disposal site, and from a central storage point to a disposal site.
- D. Commercial solid waste: Solid wastes generated by stores, offices, restaurants warehouses, and other nonmanufacturing activities.
- E. Construction and demolition waste: Waste building materials, packaging, and rubble resulting from construction, remodeling, repair, and demolition operations on pavements, houses, commercial buildings, and other structures.
- F. Division of Health Services: Division of Health Services of the N.C. Department of Human Resources.
- G. Garbage: All putrescible solid wastes, including food wastes and food containers, animal and vegetable matter, animal offal, carcasses, and recognizable industrial by-products, but excluding sewage and human wastes.
- H. Hazardous wastes: Wastes, or a combination of wastes in a solid, liquid, contained gaseous, or semisolid form that may cause, or contribute to, an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness, taking into account the toxicity of such waste, its persistence and degradability, its potential for accumulation or concentration in tissue, and other factors that may otherwise cause or contribute to adverse acute or chronic effects on the health of persons or other organisms.

- 20
- I. Health director: The director of the Jones County Health Department, or his authorized representative.
 - J. Industrial solid waste: Solid wastes generated by industrial processes and manufacturing.
 - K. Infectious waste: (1) Equipment, instruments, utensils, and fomites of a disposal nature from the rooms of patients who are suspected to have or have been diagnosed as having a communicable disease and must therefore, be isolated as required by public health agencies; (2) laboratory wastes, such as pathological specimens (e.g., all tissues, specimens of blood elements, excreta, and secretions from patients or laboratory animals) and disposal fomites (any substance that may harbor or transmit pathogenic organisms) attendant thereto; (3) surgical operating room pathological specimens and disposal fomites attendant thereto, and similar disposable materials from outpatient areas and emergency rooms.
 - L. Institutional solid waste: Solid wastes generated by educational, health care, correctional, and other institutional facilities.
 - M. Person: Any individual, firm, partnership, corporation, association, governmental unit or agency, or other legal entity.
 - N. Radioactive waste: Any wastes that emit ionizing radiation spontaneously.
 - O. Refuse: Solid wastes, excluding garbage and ashes, collected from residences, commercial establishments and institutions.
 - P. Solid waste: Hazardous or non-hazardous garbage, refuse, sludge from a waste treatment plant, water supply treatment plant, or air pollution control facility and other discarded material, including solid, liquid, semisolid, or contained gaseous material resulting from industrial, institutional, commercial, and agricultural operations, and from community activities. The term does not include: (a) fowl and animal fecal waste; (b) solid or dissolved material in (i) domestic sewage and sludges generated by the treatment thereof in sanitary sewage disposal systems which have a design capacity of more than 3,000 gallons or which discharge effluents to the surface waters; (ii) irrigation return flows; and (iii) wastewater discharges and the sludges incidental thereto and generated by the treatment thereof which are point sources subject to permits granted under section 402 of the Clean Water Act, as amended (P.L. 92-500), and permits granted under G.S. 143-215.1 by the Environmental Management Commission; (c) oils and other liquid hydrocarbons controlled under Article 21A of Chapter 143, North Carolina General Statutes; (d) any radioactive material as defined by the North Carolina Radiation Protection Act, G.S. 104E-1 through G.S. 104E-23; or (e) mining refuse covered by the North Carolina Mining Act, G.S. 74-46 through G.S. 74-68, and regulated by the North Carolina Mining Commission.
 - Q. Solid waste collector: Any person who collects, transports, or disposes of solid wastes for hire.

Section III. Storage and Disposal

- A. No owner, occupant, tenant, or lessee of any property may deposit, store, or permit to accumulate any garbage upon his property that is not stored or disposed of in a manner prescribed by this ordinance.
- B. Refuse shall be stored in a manner that will not provide harborage to rodents and vermin and will not create a fire hazard.
- C. No owner, occupant, tenant, or lessee of any building or dwelling shall leave, in a place accessible to children, any abandoned or unattended icebox, refrigerator or other receptacle that has an airtight door without first removing the door.
- D. Solid waste shall be disposed of only in one of the following ways:
 - 1. In a sanitary landfill approved by the Division of Health Services;
 - 2. In an incinerator that has all required local, state, and federal air pollution control permits;
 - 3. A householder may dispose of solid wastes generated at his residence or on his property in a reasonably safe manner;
 - 4. By any other method, including reclamation and recycling processes, that have been approved by the Division of Health Services.
- E. In addition to the methods listed above, refuse may be disposed of in solid waste red plastic bags provided for sale by the county. Said bags are to be placed on the highway right of way for pickup by county or other franchised or licensed dealer.
- F. Construction wastes may be disposed of at disposal sites approved by the Division of Health Services.

Section IV Landfill Management

- A. The sanitary landfill of Jones County may be used for the disposal of solid wastes by any person who is a resident of Jones County during regular hours of operation of the landfill. Solid wastes shall be disposed of at the landfill in the manner and according to the procedures required by the landfill attendant or his designee. The landfill will be operated in accordance with specifications effective September 15, 1981, and any changes or modifications thereto.
- B. The following wastes may not be disposed of in the landfill:
 - 1. Tires
 - 2. Hazardous or low level radioactive wastes as described in the Waste Management Act of 1981.
 - 3. Large quantities of poisonous materials.
 - 4. Highly inflammable materials.
 - 5. Septic tank sludge.
 - 6. Automobiles
 - 7. Large animal carcasses.
 - 8. Hot ashes or fire.

- 60
- C. It shall be unlawful for persons to enter the landfill area when the landfill is closed. It shall be unlawful to scavenge or go into trenches and remove solid waste. It shall be unlawful to deposit garbage or refuse outside either the landfill area or the area adjacent thereto.
 - D. Landfill operation and management and the Jones County Solid Waste Ordinance will comply with the rules issued by the Division of Health Services (10 N.C. Administrative Code 10 C. 0108 through .0115). The Jones County Board of Health and their designated agent shall have full authority to supervise the landfill operation and enforce this ordinance.

Section V. Solid Waste Collectors

- A. Pursuant to G.S. 153A-136 the Jones County Board of Commissioners has the authority to license and grant a franchise to solid waste collectors within the county and outside the municipalities thereof.
- B. No person shall engage in the business of solid waste collection except under a license issued by the health director pursuant to this ordinance.
- C. Applications for licenses to engage in solid waste collection shall be submitted to the health director and shall include the following information:
 - 1. Name and address of the applicant;
 - 2. A list of equipment;
 - 3. Planned routes and areas of the county the applicant expects to serve;
 - 4. Schedule of fees the applicant plans to charge.
- D. Before issuing a license pursuant to this section, the health director shall inspect or cause to be inspected all facilities and equipment the applicant plans to use in the solid waste collection business.
- E. Vehicles used for collection and transportation of solid waste shall be:
 - 1. Loaded and moved in such a manner that contents will not leak or spill;
 - 2. Cleaned as often as necessary to prevent a nuisance and insect breeding.
- F. The health director may issue the applicant a license only when he finds that the applicant's equipment and proposed operating methods are in compliance with this ordinance and applicable regulations of the Division of Health Services and that the applicant will perform solid waste collection in an efficient and sanitary manner.

- G. If the health director denies an applicant a license, the applicant may request a hearing before the health director. The health director shall give the applicant written notice of his decision either granting the license or affirming his denial of the license. The applicant may appeal the health director's decision to the board of county commissioners by giving written notice of appeal to the county administrator within ten (10) days of receipt of the health director's decision following the hearing. After a hearing on the appeal, the board shall either affirm the denial or direct the health director to issue the license.
- H. Licenses shall be purchased from the County Tax Collector for ten (\$10.00) dollars and shall be valid for a period of one year.
- I. When the health director finds that licensee has violated this ordinance or the conditions of his license, he shall give the licensee written notice of the violation and inform him that if another violation occurs within thirty days, or in the case of a continuing violation if it is not corrected within ten days, the license will be revoked. If another violation occurs within the thirty day period, or if the continuing violation is not corrected within ten days, the health director shall give the licensee written notice that his license is revoked. Upon receipt of the notice of revocation, the licensee shall stop collecting, transporting or disposing of solid wastes. The health director may reinstate a revoked license after the revocation has been in effect for thirty days if he finds that the conditions causing the violation have been corrected. A licensee whose license has been revoked may appeal to the county manager within ten days of receiving notice of revocation from the health director. After a hearing on the appeal, the board shall either affirm the revocation or direct the health director to reinstate the license.

Section VI Penalties

G.S. 153A-132 provides any person violating this ordinance shall be guilty of a misdemeanor punishable by a fine not to exceed fifty dollars (\$50) or imprisonment for not more than thirty (30) days, or both. Each days violation shall be treated as a separate offense.

Section VII. Effective Date

This ordinance shall be effective January 4, 1982.

Osborne Coward
Osborne Coward, Chairman
Jones County Board of Commissioner

John Robert Jarman
John Robert Jarman
Vice-Chairman

James E. Wynn
James Wynn
Commissioner

Horace B. Phillips
Horace B. Phillips
Commissioner

Tommie Brown
Tommie Brown
Commissioner

Larry P. Meadows
Larry P. Meadows
Clerk to Board

66

Void

GROUP HOUSING ORDINANCE OF JONES COUNTY

AN ORDINANCE ESTABLISHING REGULATIONS FOR GROUP HOUSING PROJECTS WITHIN THE COUNTY OF JONES, NORTH CAROLINA, FOR THE PURPOSE OF PROMOTING HEALTH, SAFETY, AND THE GENERAL WELFARE, BY REGULATING THE USES OF BUILDINGS, STRUCTURES AND LAND FOR RESIDENCES, RECREATION, FOR OTHER PURPOSES, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE LOCATION, HEIGHT, BULK, NUMBER OF STORIES, DENSITY, AND SIZE OF BUILDINGS AND OTHER STRUCTURES; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING THE METHOD OF ADMINISTRATION; AMENDMENT AND ENFORCEMENT; PROVIDING PENALTIES FOR VIOLATION; AND FOR OTHER PURPOSES.

ARTICLE I

AUTHORITY AND ENACTMENT CLAUSE

The Board of County Commissioners of Jones County, in pursuance of the authority granted by the General Statutes of North Carolina, particularly Chapter 153-A and G.S. 153A-121 do hereby ordain and enact into law as follows:

ARTICLE II

JURISDICTION

The regulations set forth in this Ordinance shall be applicable within the unincorporated areas of the County of Jones unless otherwise authorized by law within an incorporated area of Jones County.

ARTICLE III

DEFINITION OF TERMS

For the purpose of interpreting this Ordinance, certain words or terms are herein defined. Except as defined herein, all other words used in this Ordinance shall have their customary dictionary definition.

Section 3-1 Interpretation of Certain Terms and Words

Words used in the present tense include the future tense.

Words used in the singular number include the plural, and words used in the plural number include the singular.

The word "Shall" is always mandatory and not merely directory.

The word "May" is permissive.

The word "Used" or "Occupied" includes the words intended, designed, or arranged to be used or occupied.

The word "Lot" includes the words "Plot" or "Parcel".

The word "Person" includes a firm, association, organization, partnership, trust, company or corporation as well as an individual.

The word "County" shall mean the County of Jones, North Carolina.

The words "Planning Board" shall mean the Jones County Planning Board.

The words "County Commissioner" shall mean the Jones County Commissioners.

PER COMMISSIONERS' MINUTES JULY 11, 1983GROUP HOUSING ORDINANCE OF JONES COUNTY

AN ORDINANCE ESTABLISHING REGULATIONS FOR GROUP HOUSING PROJECTS WITHIN THE COUNTY OF JONES, NORTH CAROLINA, FOR THE PURPOSE OF PROMOTING HEALTH, SAFETY, AND THE GENERAL WELFARE, BY REGULATING THE USES OF BUILDINGS, STRUCTURES AND LAND FOR RESIDENCES, RECREATION, FOR OTHER PURPOSES, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE LOCATION, HEIGHT, BULK, NUMBER OF STORIES, DENSITY, AND SIZE OF BUILDINGS AND OTHER STRUCTURES; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING THE METHOD OF ADMINISTRATION; AMENDMENT AND ENFORCEMENT; PROVIDING PENALTIES FOR VIOLATION; AND FOR OTHER PURPOSES.

ARTICLE IAUTHORITY AND ENACTMENT CLAUSE

The Board of County Commissioners of Jones County, in pursuance of the authority granted by the General Statutes of North Carolina, particularly Chapter 153-A and G.S. 153A-121 do hereby ordain and enact into law as follows:

ARTICLE IIJURISDICTION

The regulations set forth in this Ordinance shall be applicable within the unincorporated areas of the County of Jones unless otherwise authorized by law within an incorporated area of Jones County.

ARTICLE IIIDEFINITION OF TERMS

For the purpose of interpreting this Ordinance, certain words or terms are herein defined. Except as defined herein, all other words used in this Ordinance shall have their customary dictionary definition.

Section 3-1 Interpretation of Certain Terms and Words

- A. Words used in the present tense include the future tense.
- B. Words used in the singular number include the plural, and words used in the plural number include the singular.
- C. The word "Shall" is always mandatory and not merely directory.
- D. The word "May" is permissive.
- E. The word "Used" or "Occupied" includes the words intended, designed, or arranged to be used or occupied.
- F. The word "Lot" includes the words "Plot" or "Parcel".
- G. The word "Person" includes a firm, association, organization, partnership, trust, company or corporation as well as an individual.
- H. The word "County" shall mean the County of Jones, North Carolina.
- I. The words "Planning Board" shall mean the Jones County Planning Board.
- J. The words "County Commissioner" shall mean the Jones County Commissioners.

Section 3-2 Definitions

Except as herein defined, all other words in this Ordinance shall have their customary dictionary definition.

- A. Building. Any structure enclosed and isolated by exterior walls constructed or used for a residence, business, industry or other public or private purposes, or accessory thereto, and including tents, trailers or mobile homes, freestanding signs, and similar structures whether stationary or movable.
- B. Building Height. The vertical distance from the mean elevation of the finished grade along the front of the building to the highest point of a flat roof, or to the deck line of a mansard roof, or to the mean height level between eave and ridge for gable, hip and gambrel roofs.
- C. Building Setback Line. A line establishing the minimum allowable distance between the nearest portion of any building and the street or highway right-of-way line when measured perpendicularly thereto.
- D. Certificate of Compliance. A certificate issued by the Jones County Building Inspector upon completion of the construction to indicate that the terms of this Ordinance have been complied with and met.
- E. Club or Lodge. An association of persons, who are bona fide members paying dues, which owns, hires, or leases a building, or portion thereof; the use of such premises being restricted to members and their guests. The affairs and management of such "Club or Lodge" are conducted by a Board of Directors, Executive Committee or similar body chosen by the members.
- F. Condominium. Ownership of single units in a multi-unit structure with common areas and facilities in accordance with Chapter 47-A of the North Carolina General Statutes.
- G. Developer. Any person, firm, trust, partnership, association or corporation engaged in the development or proposed development of a group housing project herein.
- H. Dwelling. Any building structure or portion thereof, which is designed, arranged, or used for residential occupancy. The term "dwelling" shall not be deemed to include a motel, hotel or tourist home.
- I. Dwelling, Multi-Family. A building arranged or designed for occupancy by two or more families, with separate housekeeping and cooking facilities for each.
- J. Dwelling, Single-Family-Detached. An individual residential dwelling unit, other than a mobile home, designed for and occupied by one family only, and being completely detached from other dwellings.
- K. Dwelling, Single-Family-Attached. Townhouses, row houses, or group houses for single-family dwellings, having or sharing one or more common walls or other parts of the structure, and whose ownership may be divided into lots for individual sales.
- L. Enforcement Officer. The enforcement officer as the term is used herein, shall be the Building Inspector for Jones County or his designated representative.
- M. Family. Any number of individuals living together as a single housekeeping unit.
- N. Group Housing. A series of one or more buildings designed for multi-family use in accordance with the provisions of this Ordinance.
- O. Group Housing Project. A project which proposes the construction and/or development of a tract of land and one or more buildings thereon for multi-family use, including but not limited to condominiums, townhouses, row houses, apartments and other forms of group housing.

- P. Group Housing Project Permit. A permit secured from the Jones County Building Inspection Office to allow construction of a group housing project after approval has been granted for said project according to the procedures and terms set forth herein.
- Q. Lot. A parcel of land occupied or to be occupied by a main building or group of main buildings and accessory buildings, together with such yards, open spaces, lot width and lot area as are required by this Ordinance, and having not less than the minimum required frontage upon a street, either shown on a plat of record, or considered as a unit of property and described by metes and bounds.
- R. Lot Line. Any boundary line of a lot.
- S. Lot Depth. The mean horizontal distance between front and rear lot lines.
- T. Lot Width. The distance between side lot lines measured at the building line.
- U. Lot of Record. A lot which is part of a subdivision recorded in the Office of the Register of Deeds for Jones County, or a lot or parcel described by metes and bounds, the description of which has been so recorded.
- V. Parking Space. The storage space for one automobile of not less than eight feet by twenty feet, plus the necessary access space.
- W. Project Area. That area of land which comprises the total perimeter area of the contemplated group housing project.
- X. Project Owner. Any person, firm, trust, partnership, association or corporation which has an ownership interest in any group housing project.
- Y. Property Line. Any boundary line of a lot or parcel of real property.
- Z. Residence. Any building, structure or portion thereof which is designed, arranged, or used for a residential occupancy, but shall not include a motel, hotel or tourist home.
- AA. Setback Line. The minimum horizontal distance between the front line of a building or structure and the front property line.
- BB. Sewer, Public. A public, community, institutional or private sewerage system for the collection and treatment of sewage or other liquid wastes approved, constructed and operated in compliance with the rules and regulations of the Jones County Health Department and/or the North Carolina Environmental Management Commission, the Commission for Health Services, and other State or Federal Agencies having regulatory authority over said system.
- CC. Street. A right-of-way for vehicular traffic which affords means of access to abutting properties. As used herein "Street" includes both private and publicly dedicated right-of-ways.
- DD. Structure. Anything constructed or erected, the use of which requires permanent location on the ground or attachment to something having a permanent location on the ground, including buildings, fences and signs.
- EE. Open Space. A part or portion of the project area unoccupied and unobstructed from the ground upward except as otherwise provided herein.
- FF. Variance. A modification of the terms and conditions of this Ordinance by the Jones County Commissioners where the strict enforcement of this Ordinance would cause undue hardship owing to circumstances unique to the individual property on which the variance is requested.
- GG. Water System, Public. A public, community, institutional or private water system designed, constructed and operated to provide water to dwellings, buildings, and other structures and which is approved by the Jones County Health Department, the North Carolina Environmental Management Commission, the Commission for Health Services, and other State and Federal Agencies regulating the same.
- HH. Yard. An open space on the same lot with a principal building, unoccupied and unobstructed from the ground upward except as otherwise provided herein.

- II. Yard, Front. The yard between the front setback line and the front property or street right-of-way line extending across the full width of the lot.
- JJ. Yard, Rear. The yard between the rear line of the principal building and the rear line of the lot extending across the full width of the lot.
- KK. Yard, Side. The yard between the side line of the building and the side line of the lot extending from the building setback line to the rear yard line.

ARTICLE IV

REQUIRED PERMIT FOR ALL GROUP HOUSING PROJECTS

No person shall construct or develop a group housing project, or convert any existing building or structure to a group housing project, nor shall any person make any addition to an existing group housing project that either alters the number of units within the project or affects the facilities required therein, unless he shall have first secured a permit authorizing such conversion, construction, development or addition according to the procedures set forth in this Ordinance. The construction, development, conversion, modification or addition shall be in accordance with plans and specifications submitted with the application and as approved according to the procedure set forth herein. All plans and specifications submitted with the application for a group housing project shall adhere to and comply with the area requirements and design standards as set forth in this Ordinance unless the Jones County Commissioners shall approve a variance with regard to the area requirements and design standards.

ARTICLE V

CERTIFICATE OF OCCUPANCY REQUIRED

No units in the group housing project shall be transferred or rented until such time as a certificate of occupancy for the project has been issued by the Jones County Building Inspector, nor shall any electric utility company provide electricity to the group housing project until a certificate of occupancy has been issued by the Jones County Building Inspector or his designated representative authorizing the electrical utility company to provide electricity to the group housing project.

ARTICLE VI

PROCEDURE FOR APPROVAL OF GROUP HOUSING PROJECTS

Each application for a group housing project permit shall be filed with the Jones County Planning Board a minimum of two weeks prior to the meeting of the Jones County Planning Board which is scheduled to review the

application for a group housing project permit. Each application for a group housing project permit shall be accompanied by six prints or one sepia of the preliminary plan.

ARTICLE VII

REQUIREMENTS FOR THE PRELIMINARY PLAN

The preliminary plan as submitted to the Jones County Planning Board shall contain the following information on one or more sheets, and shall comply with the following requirements:

1. General Information:
 - (a) Name of development;
 - (b) Name of owner and developer;
 - (c) Name of land planner, architect, engineer or surveyor;
 - (d) Scale of map which shall not be more than 100 feet to an inch;
 - (e) Date of preliminary plan.
2. A vicinity map showing all roads in the general area of the proposed group housing project, and also showing the relationship of the group housing project site to major roads in the area.
3. The dimensions and bearings of all exterior property lines shall be shown on the preliminary plan.
4. Land contours with vertical intervals of not more than two feet shall be provided for all projects and shall be shown either on the preliminary plan or on a topographic survey which accompanies the preliminary plan. In the event a topographic survey is submitted with the preliminary plan, it shall be drawn to the same scale as the preliminary plan and shall show land contours with vertical intervals of not more than two feet.
5. The preliminary plan shall show all roads within the group housing project area to include access roads and adjacent roads to the project area.
6. The preliminary plan shall also indicate and show surface water drainage plans and methods.
7. The preliminary plan shall show and specifically locate all structures and buildings within the project site to include both present and proposed structures and buildings. The dimensions of the buildings and structures shall be shown in detail.
8. All recreation and open spaces both existing and proposed shall be indicated in detail, and all structures, uses and buildings both existing and proposed within the recreation and open spaces shall be indicated in detail.
9. The preliminary plan shall be accompanied by detailed plans of the developer concerning the method of surfacing roads and parking areas.
10. The preliminary plan shall indicate in detail the location and intensity of area lights and the general plan of the electrical system for the project area.
11. The preliminary plan shall indicate the source of water and the distribution system for the source of water. In the event the water system requires approval by state and/or federal agencies, then plans and specifications approved by the state and federal agencies having jurisdiction over said system must be submitted. If the water distribution system requires approval from the Jones County Health Department, then the approval of the Jones County Health Department must accompany the preliminary plans.

12. Sanitary sewerage system - if a public sewerage collection and disposal system is used, plans and specifications approved by state and/or federal agencies must be submitted. If a public sewerage system is not required and such system comes under the jurisdiction of the Jones County Health Department, then their approval must accompany the preliminary plans.
13. The preliminary plans shall indicate bodies of water, marshes, wooded areas, creeks, rivers and other natural conditions which may affect development within the project site and approval by the Jones County Planning Board.
14. The preliminary plan shall indicate all adjoining property owners.
15. The preliminary plan shall indicate the graphic scale with a north arrow.
16. The preliminary plan shall indicate in detail the site data as follows:
 - (a) Total acreage in the project;
 - (b) Type of group housing project units to be approved;
 - (c) Number of one-bedroom, two-bedroom, three-bedroom and four-bedroom group housing project units;
 - (d) Maximum project area covered by the group housing project;
 - (e) Minimum front, rear and side yards for each unit within the group housing project;
 - (f) Minimum distance between principal buildings;
 - (g) Height of each building;
 - (h) Parking area and parking spaces for the project;
 - (i) If the group housing project proposes town houses, row houses, or other attached single-family dwellings other than condominiums, the size of each lot shall be shown and the location of the unit on each lot shall be indicated. The minimum lot width and side, rear and front yards for each unit shall be indicated in detail.
17. The preliminary plans for a condominium group housing project shall be accompanied by a copy of the proposed declaration of unit ownership, the by-laws and the documents creating the homeowners' association.
18. The preliminary plans for townhouses, row houses and other attached single-family dwellings shall be accompanied by a copy of the proposed restrictions, covenants, easements and homeowners' association documents.

ARTICLE VIII

REVIEW OF PRELIMINARY PLANS

After the application for a group housing project has been filed with the Jones County Planning Board accompanied by the preliminary plans and other documents as required by this Ordinance, the following procedure shall be followed with regard to the review, approval or denial of the plans and permit for a group housing project:

1. Upon the filing of the application for a group housing project permit accompanied by the preliminary plans and other documents as required by this Ordinance, the Jones County Planning Board shall provide the Jones County Building Inspection Office, Jones County Electrical Inspector, Jones County Fire Marshal, and the Jones County Health Department with a copy of the application, preliminary plans and other documents.
2. Within seven (7) days following the filing of the application for a permit and the preliminary plans and other documents, the Jones

County Planning Board shall notify the County Building Inspector, the County Fire Marshal, County Electrical Inspector, County Health Department and other agencies as designated by the County Administrator of the date, location and time for a meeting to review the preliminary plans and documents submitted with the application. The Agencies and Officials notified and the Jones County Planning Board shall then meet at the date and time specified to review the permit application and the preliminary plans and documents accompanying the application for a permit.

3. At the time of review, the Jones County agencies, officials or representatives shall insure that the preliminary plans, application for a permit and documents accompanying the preliminary plans contain all of the information required by this Ordinance and comply with the design standards and specifications of this Ordinance.
4. The Jones County Health Department shall review the plans and application to determine if the water system and the sanitary sewerage system have been approved by the applicable state and federal agencies having regulatory authority over said systems, or in the event the water and/or public sewerage system does not come under the jurisdiction of the state and federal agencies then the Jones County Health Department shall review the water and sewerage system plans to insure that said systems meet the rules and regulations of the Jones County Health Department and the rules and regulations of the State of North Carolina.
5. The County Electrical Inspector and the County Building Inspector shall review the application and plans to determine if the proposed electrical system and the proposed buildings and structures as shown on said plans meet the requirements of the state and/or county electrical and buildings codes.
6. The County Fire Marshal shall review the plans and application to determine if the plans meet the State Fire Code, and in conjunction with the County Building Inspector, to determine whether or not the North Carolina Department of Insurance is required to review the plans prior to construction.
7. Each agency reviewing the application for a group housing project permit and the preliminary plans and documents attached thereto shall submit their comments and recommendations to the Jones County Planning Board. In the event any reviewing agency shall find deficiencies in the review of the plans for the group housing project, that agency or agencies shall notify in writing the developer and the Jones County Planning Board.
8. Within forty-five days of the filing of the application for a group housing project permit, with the necessary accompanying plans and documents, the County Planning Board shall forward the application and the recommendation of the County Planning Board regarding approval of the application to the Jones County Board of Commissioners. If the County Planning Board does not recommend to the Jones County Board of Commissioners that the application be approved the reasons for the failure to recommend shall be stated in writing to the Jones County Board of Commissioners and to the developer.
9. Upon receiving the application for a group housing project permit from the County Planning Board, along with its recommendations, the Jones County Board of Commissioners shall notify the Developer of the time, date and place for the Board of Commissioners to conduct a hearing and decide upon the approval or disapproval of said application.
10. The final decision of the Jones County Board of Commissioners on the approval or disapproval of said application shall not be more than thirty days from the time it receives said application from the County Planning Board.

11. Any Developer aggrieved by the final decision of the Jones County Board of Commissioners may appeal to the Jones County Superior Court.

ARTICLE IX

ISSUANCE OF CONSTRUCTION PERMIT AND CERTIFICATE OF COMPLIANCE

Section 9-1.

After approval of the preliminary plans for a group housing project by the Jones County Board of Commissioners, the Jones County Building Inspector is authorized to issue a construction permit. The construction permit authorizes the developer to proceed with the development and construction of the group housing project pursuant to the approval of the application and the preliminary plans and documents as submitted by and approved by the Jones County Board of Commissioners. The construction permit shall not entitle the developer to offer for sale or rent or lease any housing units proposed for said project. During the construction phase all field work shall be in accordance with the approved plans. It shall be the responsibility of the developer of the group housing project to inform the various County inspection officials as to the progress of field work so that timely inspections may be made.

Section 9-2.

The Jones County Building Inspection Office is authorized to issue a certificate of compliance and occupancy after the project is completed pursuant to the terms of this Ordinance and the plans and application as approved by the Jones County Board of Commissioners. The certificate of compliance and the certificate of occupancy shall be issued only after the enforcement officer is satisfied that all work has been executed as outlined in this Ordinance and in accord with the preliminary plans and documents submitted to the Jones County Planning Board and approved by the Jones County Board of Commissioners.

Section 9-3.

Upon receipt of the certificate of occupancy and the certificate of compliance, the developer and permit holder is duly authorized to begin the sale, rental or leasing of the units in the group housing project in any way that is not contrary to the provisions of this Ordinance.

ARTICLE X

DESIGN STANDARDS FOR GROUP HOUSING PROJECTS

All group housing projects shall adhere to and comply with the following design standards:

- A. All group housing projects shall contain a minimum of four (4) acres.
 B. Condominium projects shall adhere to the following design standards:

- (1) The number of units per acre shall be based on the following formula:
 3,625 square feet of land for each 1 bedroom unit - 12 maximum units per acre.
 4,350 square feet of land for each 2 bedroom unit - 10 maximum units per acre.
 5,435 square feet of land for each 3 bedroom unit - 8 maximum units per acre.
 7,250 square feet of land for each 4 bedroom unit - 6 maximum units per acre.
- (2) Maximum project area covered by condominiums40% of project area.
- (3) Minimum front yard25 feet
- (4) Minimum rear yard20 feet plus an additional 5 feet for each additional story.
- (5) Minimum side yards.....12 feet plus additional 5 feet on each side for each additional story above 2
- (6) Minimum distance between principal buildings12 feet
- (7) Side yards abutting a street shall have a 20 foot setback.
- (8) Maximum height50 feet
- (9) Parking Spaces (8' x 20') 2 1/2 spaces per unit
- (10) Front, rear and side yard requirements may be varied by the Board of Commissioners provided the Board of Commissioners finds that it is in the best interest of the overall plan and provided it will not have the effect of nullifying the intent of this section.
- (11) Upon approval by the Board of Commissioners the height limitation may be varied.

C. Attached Single-Family Dwellings

For townhouses, row houses and other attached single-family dwellings other than condominiums, the following design standards and area requirements shall be adhered to and complied with:

- (1) Maximum number of dwellings per acre 8 dwellings
- (2) Lots-maximum lot coverage of each single-family dwelling unit 50% of lot
 Minimum Lot width for:
 Interior Lots 24 feet
 Exterior Lots (end or corner) 35 feet
- (3) Minimum side yards for exterior or corner lots 15 feet
 Minimum side yards for lots not abutting a street 10 feet
- (4) Minimum rear yard 20 feet
- (5) Minimum front yard 25 feet
- (6) Parking (8' x 20') 3 spaces per unit
 visitors 1 space per 2 units
- (7) Maximum height shall be limited to two stories or 35 feet whichever is greater.
- (8) Upon approval by the Board of Commissioners, the height limitations may be waived.
- (9) Construction, property lines and common ownership:
 - (a) Construction of attached single-family dwelling units permitted under this section shall be as a project and shall not be as individual units. The number of attached single-family dwelling units approved for the construction permit shall be completed as one group or project. Any additional dwelling units to be attached may be permitted at a later time, but requirements for end, corner or exterior lots, as stated in this ordinance, shall be met.
 - (b) All side property lot lines shall be identified by planting of small trees and/or shrubs; the erection of wood fences approved by the Planning Commission; the

construction of permanent concrete markers or any combinations of the above required means of identification of side property lines.

- (c) Common ownership of property in a row house development may include:
Brick walls separating the attached single-family dwelling units in a row. Shrubs, trees, fences and/or permanent concrete markers of monuments which are required and serve as side lot line identification.

ARTICLE XI

AMENDMENTS

Section 11-1. Amendments to the Ordinance.

The provisions of this Ordinance may from time to time be amended, supplemented, changed, modified or repealed by the Jones County Board of Commissioners.

Section 11-2. Procedure for Amendments.

- A. All requests for amendments to this Ordinance shall first be submitted to the Jones County Board of Commissioners through the Clerk to the Jones County Board of Commissioners, in the proper form. Following receipt of the request, the Clerk to the Board of Commissioners is directed to enter into the minutes to the Board the fact that the request has been duly made.
- B. The Jones County Board of Commissioners shall then forward to the Jones County Planning Board the proposed amendment for review by the Jones County Planning Board. The Jones County Planning Board shall consider and make recommendations to the Jones County Board of Commissioners concerning each proposed amendment. The Planning Board shall make its recommendation to the Jones County Board of Commissioners within thirty (30) days from the date said proposed amendment is submitted to the Jones County Planning Board. In the event the Jones County Planning Board does not make a recommendation within thirty (30) days after receipt of the proposed amendment, the request will be deemed to have been approved by the Planning Board.
- C. Upon receipt of the recommendation from the Jones County Planning Board concerning the proposed amendment, or in the event the Jones County Planning Board fails to act upon said proposed amendment within thirty (30) days following the receipt of the same, then the Jones County Board of Commissioners may set a date for a public hearing concerning the proposed amendment and may authorize the Clerk to the Jones County Board of Commissioners to advertise notice of the public hearing once a week for two (2) successive calendar weeks in a newspaper of general circulation in Jones County, said notice to be published the first time not less than fifteen (15) days prior to the date established for such public hearing.

Section 11-3.

Following the advertisement of the public hearing and following the public hearing concerning said proposed amendment, the County Board of Commissioners may amend this Ordinance.

ARTICLE XII

ADDITIONAL DUTIES AND AUTHORITIES OF THE JONES COUNTY BOARD OF COMMISSIONERS

The Jones County Board of Commissioners shall hear and decide appeals from and review any order, requirements, decisions or determination made by the enforcement officer charged with the enforcement of this Ordinance. Like-

wise, the Jones County Board of Commissioners may vary the terms and conditions of this Ordinance based on a hardship.

ARTICLE XIII

LEGAL PROVISIONS

Section 13-1. Provisions of Ordinance Declared to be Minimum Requirements.

The provisions of this Ordinance shall be held to be minimum requirements which are adopted for the promotion of the public health, safety, or general welfare. Whenever the requirements of this Ordinance are at variance with the requirements of any other lawfully adopted regulations, the most restrictive or that imposing the highest standards shall govern and control.

Section 13-2. Complaints Regarding Violations.

Whenever a violation of this Ordinance occurs, or is alleged to have occurred, any person may file a written complaint with the Jones County Building Inspection Office. The written complaint shall fully state the causes and basis therefor. The Jones County Building Inspection Department shall immediately record such complaint, thoroughly investigate said complaint and shall take appropriate action thereon as authorized by law.

Section 13-3. Penalties for Violation.

Violation of the provisions of this Ordinance or failure to comply with any of the requirements of this Ordinance (including violations of conditions and safeguards established in connection with grants for variances) shall constitute a misdemeanor. Any person who violates this Ordinance or fails to comply with any of its requirements shall upon conviction thereof be fined not more than Fifty Dollars (\$50.00) or imprisoned for not more than thirty (30) days. Each day such violation continues shall be a separate offense. The County of Jones shall also be authorized to take such other lawful actions as may be necessary in order to prevent or remedy any violation, and the County of Jones is authorized to enforce the terms and conditions of this Ordinance by appropriate civil action or proceedings to restrain, correct or abate a violation hereof. In this regard the County of Jones shall have those actions and remedies set forth in G. S. 153A-123.

Section 13-4. Separability Clause.

In the event any section or provision of this Ordinance is declared by the Courts to be unconstitutional or invalid, such decision shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 13-5. Effective Date.

This Ordinance shall be effective on and after the 11 day of July, 1983.

Duly adopted this 11 day of July, 1983.

VOTING FOR:

VOTING AGAINST:

Osborne Conrad

J.R. Karmen

James E. Myer

Horace B. Phillips

Robert L. Mallett

Per Commissioners' minutes September 19, 1983.

TELEVISION CABLE SYSTEM FRANCHISE ORDINANCE

WHEREAS, there has been filed with the Board of County Commissioners of Jones County an application by Jacksonville Cable Television Company, a North Carolina Corporation, for a franchise for the construction, operation and maintenance of a community cable television system in Jones County in order that its residents may receive a more broad coverage and better reception of television broadcasts than is normally possible; and

WHEREAS, the Board of County Commissioners of Jones County have discussed this matter with representatives of the applicant and have also sought advice and information in regard to the same; and

WHEREAS, the Board of County Commissioners of Jones County have reached a decision that the granting of a franchise might be beneficial to the citizens of Jones County.

NOW, THEREFORE, be it ORDAINED by the Board of County Commissioners of Jones County.

SECTION 1. This Ordinance shall be known as the television cable system franchise ordinance.

SECTION 2. Definitions: For the purposes of this Ordinance, the following terms and their derivation shall have the meanings given herein. The word "shall" is always mandatory and not merely directory.

(1) "County" shall mean Jones County.

(2) "Company" shall mean the grantee of the rights under this franchise.

(3) "Board of Commissioners" shall mean the Board of County Commissioners of Jones County.

(4) The "System" shall mean a system for originating and relaying audio and/or video signals by means of electrical impulses.

SECTION 3. Grant of Authority: In consideration of the faithful performance and observance of the conditions, restrictions and reservations hereinafter specified, a franchise is hereby granted by "County" to the Jacksonville Cable Television Company, the right and the privilege for a period of fifteen (15) years from the date of final passage of the ordinance to construct, erect, operate and maintain an audio and video transmission and distribution system including towers, poles, lines, cables, necessary wiring and other apparatus in, upon, along, across, above, over and under the streets, lanes, avenues, alleys, sidewalks, bridges, rights-of-way, and other public places now laid out or dedicated and accepted, and all extensions thereof, and additions thereto, in the unincorporated portions of the county for the sole purpose of receiving, amplifying and distributing television and related audio impulses only to said County and the inhabitants thereof in accordance with the laws and regulations of the United States of America, the State of North Carolina and the ordinances and regulations of the County.

The Company agrees to provide cable television service to the residents of Jones County as outlined in Exhibit A.

SEE NEXT PAGE

Any future extensions will be based on forty (40) residence homes density per mile of cable plant, average, to be extended from then existing energized trunk cable.

SECTION 4. Use of Poles and Agreements Incident Thereto:

The poles used for the Company's distribution system shall be those erected and maintained by the power company and/or the telephone company and others, and such poles as shall be erected by the Company only where pole or poles of the power company and/or the telephone company and others are not practicable, provided mutually satisfactory rental agreements can be entered into between the Company and the power company and/or the telephone company and others. It is understood that if and when the power company and/or telephone company with whom the Jacksonville Cable Television Company contracts for use of poles goes underground with cables and lines, then the Jacksonville Cable Television Company shall likewise place its cables and lines underground.

The Company's transmission and distribution system, poles, wires, and appurtenances shall be located, erected and maintained as approved by the County so as not to endanger or interfere with the lives of persons, or to interfere with any improvements or other uses the County may deem proper to make, or hinder unnecessarily or obstruct the free use of streets, alleys, bridges or other public property.

SECTION 5. Compliance with Electrical Standards:

Construction and maintenance of the transmission distribution system, including house connections, shall be in accordance with the provisions of the National Electrical Safety Code of the National Board of Fire Underwriters, and an annual report shall be made to the County Administrator that the Company has complied with such provisions and regulations.

SECTION 6. Conditions on Street Occupancy: In the maintenance and operation of its television transmission and distribution system in the streets, alleys, and other public places, and in the course of any new construction or addition to its facilities, the Company shall so proceed as to cause the least possible inconvenience to the general public; any opening or obstruction in the streets or other public places, made by the Company in the course of its operations, shall be guarded and protected at all times by the placement of adequate barriers, fence or boardings, the bounds of which during periods of dusk and darkness shall be clearly designated by amber warning lights of approved types.

Whenever the Company shall take up or disturb any pavement, sidewalk or other improvement of any street, avenue, alley or other public place, the same shall be replaced and the surface restored in as good condition as before entry within forty-eight (48) hours after completion of the Company's work. Upon failure of the Company to make such restoration within such time, or to begin such restoration within such time (if the restoration cannot be made within such time), or upon the Company's delay of more than twenty-four (24) hours in the construction of a restoration begun, the County may serve upon the Company notice of County's intent to cause the restoration to be made and unless the Company, within twenty-four (24) hours after receipt of such notice, begins or resumes the proper restoration to be made, the County may cause the proper restoration to be made, including the removal of excess dirt, and the expense of same shall be paid by the Company upon demand of the County.

The Company shall at all times comply with any and all rules and regulations which the County has made or may make to apply to the public generally with reference to the removal or replacement of pavements and to the excavations in streets and other public places, not inconsistent with its use for the purposes contemplated by this ordinance.

SEE NEXT PAGE

In the event that at any time during the period of this franchise the County shall lawfully elect to alter, or change the grade of, any street, alley or other public way, the Company, upon reasonable notice by the County, shall remove, relay, and relocate its poles, wires, cables, underground conduits and other fixtures and appurtenances at its own expense.

SECTION 7. Company Rules: The Company shall have the right to prescribe reasonable service rules and regulations for the conduct of its business not inconsistent with the provisions of this ordinance, and a copy of such services rules and regulations shall be kept on file at all times with the County Administrator.

SECTION 8. Transmission and Distribution of Signals: The Company shall have the right to originate and distribute any and all types of information the system is capable of conveying or distributing, except that any signal the Company originates shall not interfere with any signals originating on any Federal Communications licensed stations; but this provision shall include the right of distributing educational material, news, local items and weather which shall be available to its subscribers, but no detrimental or subversive broadcasts shall be made.

The Company shall so operate its system that there will be no interference with television or radio reception through individually-owned receiving antennas.

SECTION 9. Rules of the Federal Communications Commission: The Company's distribution system shall conform to the requirements, rules and regulations of the Federal Communications Commission, particularly with respect to freedom from spurious radiation.

SECTION 10. Quality of Reception; Convenience and Necessity of Customers: The antenna, receiving and distribution equipment shall be installed and maintained so as to provide pictures on subscribers' receivers throughout the system essentially of the same quality as those received at the antenna site and/or transmitted by the Company.

Whenever it is necessary to shut off or interrupt service for the purpose of making repairs, adjustments or installations, the Company shall do so at such time as shall cause the least amount of inconvenience to its customers, and unless such interruption is unforeseen and immediately necessary, it shall give reasonable notice thereof to its customers.

The Company shall not, as to rates, charges, service facilities, rules, regulations or in any other respect make or grant any preference or advantage to any person, nor subject any person to any prejudice or disadvantage.

SECTION 11. Time for Completion of System: The distribution system of the Company to be installed shall not be abandoned either in whole or in part, without the consent of the Board of County Commissioners. The Company shall begin preliminary work on the system within thirty (30) days from the granting of this franchise and in the event of the failure of the Company to complete construction of a community cable television system and commence rendering service to its subscribers in the County as contemplated and provided for by this ordinance within a period of one (1) year from the effective date of this ordinance, the Board of County Commissioners shall have the right, on sixty (60) days notice to the Company, to declare this ordinance and the rights and franchise granted thereunder forfeited; provided, however, that failure to comply with this stipulation by reason of causes beyond the reasonable control of the Company shall not be sufficient ground to declare a forfeiture.

SECTION 12. Final Disposition Upon Termination: Upon termination of this franchise the Company shall, within one hundred twenty (120) days, move its posts, poles, television transmission and distribution system and other appurtenances from the streets, lanes, sidewalks, alleys, bridges, and other public places in Jones County and shall restore such streets, lanes, sidewalks, alleys, bridges and other public places to their original condition, but the Company shall give to the County ninety (90) days notice of its intention to terminate this franchise.

SECTION 13. Company Liability; Indemnification: The Company shall indemnify and hold the County harmless at all times during the term of this grant from and against all claims for injury or damages to persons or property or any other liability both real and personal, caused by the construction, erection, operation or maintenance of any structures, equipment, appliances or product authorized or used pursuant to authority of this ordinance, or any other liability.

The Company shall, at all times during the existence of this permit or franchise, carry and require his contractors to carry:

(a) Insurance in such form and with such companies as shall be approved by the County Attorney to protect the County and itself from and against any and all claims for injury or damage to persons or property, both real and personal, caused by the construction, erection, operation or maintenance of any structure, equipment, appliances or products authorized or used pursuant to authority of this ordinance, and the amount of such insurance against liability due to damage to property shall be not less than One Hundred Thousand Dollars (\$100,000.00), as to any one person, and Three Hundred Thousand Dollars (\$300,000.00) as to any one accident, and against liability due to injury or death of persons Two Hundred Thousand Dollars (\$200,000.00) as to any one person, and Four Hundred Thousand Dollars (\$400,000.00) as to any one accident. Riders for said policies shall be furnished to the County showing the interest of said County in said policies.

(b) Workmen's compensation insurance in compliance with the laws of the State of North Carolina.

(c) Automobile insurance with personal injury limits of not less than \$150,000.00 - \$300,000.00, and automobile property damage insurance with a limit of not less than \$25,000.00 to cover all automobile equipment.

The Company, upon receipt of due notice in writing from the County shall defend at its own expense any action or proceedings against the County in which it is claimed that the injury or damage arose from the Company's activities in the construction or operation of its television system, and in the event of a determination of liability, shall indemnify the County. More particularly, the Company does hereby agree to indemnify and hold harmless the County from any and all liability, claims, demands or judgments growing out of any injury to any person or property as a result of the violation or failure on the part of the Company to observe its proper duty, or because of negligence in whole or in part arising out of the construction, repair, extension, maintenance or operation of its distribution lines, amplifiers or equipment of any kind or character used in connection with this permit or franchise, or by reason of any financial liability established by law against the County from the granting of this franchise, in the event of any such future contingent liability finally determined by law.

SEE NEXT PAGE

SECTION 14. Term of Franchise; Non-Exclusive: This franchise shall be non-exclusive between Jones County and the Company and shall take effect and be in force for fifteen (15) years from the date of its final passage by the Board of County Commissioners and the acceptance of its terms in writing by the Company, plus any extension of time approved by the governing body of the County.

SECTION 15. Default and Non-Compliance: If the Company shall fail to comply with any of the provisions of this franchise, or default in any of its obligations, except for causes beyond the reasonable control of the Company, as provided for in Section 12 hereof, and shall fail, within sixty (60) days after written notice from the County to correct such default or non-compliance, the County shall have the right to revoke this special privilege and all rights of the Company hereunder. In the event that the Company shall be adjudicated bankrupt or placed in receivership, the County at its option may declare this special privilege herein granted forfeited and terminated.

SECTION 16. Sales and Service: It is further provided that the Company and its employees shall not engage in the sale, service, repair, rental or leasing of television receivers, radio receivers, or television or radio receiver parts and accessories. The Company and its employees shall not require or attempt to influence its subscribers to deal with any particular firm or person in regard to sale, service, repair, rental or lease of television receivers, radio receiver parts and accessories.

SECTION 17. Rates to Subscribers: The standard connection rate to be charged by the Company to a single-outlet subscriber to the service is hereby fixed at the sum not to exceed Fifteen Dollars (\$15.00) for the installation of the cable into the premises of such subscriber and the service and maintenance charge shall not exceed the sum of Eight Dollars and Seventy-Five Cents (\$8.75) per month for the initial connection at each single family residence and One Dollar Ninety-Five Cents (\$1.95) per month for each set thereafter at the same address of location; provided that, if it is necessary in such installation to install more than two hundred (200) feet of cable to residential subscriber, the Company may make an additional reasonable installation charge for each foot in excess of two hundred (200) feet.

The Company shall be permitted to increase said monthly rates for the basic service in an amount equal to, but not exceeding ten percent (10%) per year without permission of the Board of County Commissioners. Said Board shall be notified in writing at least thirty (30) days prior to any proposed increase in monthly rates in the basic service, such notice to be accompanied with supporting data justifying in the proposed increase. Any increase in the monthly rates for the basic service exceeding ten percent (10%) shall at all times, be subject to the approval of the Board of County Commissioners if they so elect. Said Company shall have the right to set its own rates for the tiered services and pay TV without prior approval of the Board of County Commissioners.

SECTION 18. Remuneration to the Town: The Company shall pay to the County as a franchise fee for the privilege of operating a community cable television system and as compensation for the rights enjoyed hereunder the sum equivalent to three percent (3%) of the annual amount for each connection based upon the rates set forth in Section 17 of this ordinance. The payments hereunder shall be made within sixty (60) days of the end of each calendar year, beginning with the 1st day of January, 1985, and payments shall be made within said sixty day period of each succeeding calendar year. The franchise payments herein provided for shall be in lieu of business, occupational

80
or privilege licenses or taxes, but shall not be in lieu of ad valorem taxes assessed by the County with respect to real and personal property of the Company.

SECTION 19. Assignment and Transfer: The Company shall not have the right to sell, assign or otherwise transfer this franchise except upon approval of the Board of County Commissioners.

SECTION 20. Records and Reports: The County shall have access at all reasonable hours to all accounting records relating to the property and the operation of the Company. The following records and reports shall be filed with the County Administrator and in the local office of the Company:

(1) Copies of such rules, regulations, terms and conditions adopted by the Company for the conduct of its business.

(2) An annual summary report showing gross revenues received by the Company from its operations within the County during the preceeding fiscal year. Such report shall be submitted on or before sixty (60) days following the calendar year for which such report is covered.

SECTION 21. Separability: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed to be a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

SECTION 22. Any ordinance or part of any ordinance in conflict with this ordinance, to the extent of such conflict, is hereby repealed.

SECTION 23. Effective Date: This ordinance shall be in full force and effect from and after its date of publication following adoption thereof; provided that the Company shall file its acceptance of this franchise in writing with the Board of County Commissioners within ten (10) days from its adoption; otherwise, this ordinance to be null and void.

The foregoing Ordinance duly adopted upon motion duly seconded and all members of the Board of County Commissioners of Jones County voting in the affirmative, on this the 19 day of September, 1983.

Osborne Coward
Chairman

Horace B. Phillips

J. R. Jarman

James E. Wynn

Robert L. Mattocks

ATTEST:

Larry P. Meadows
Clerk

This franchise is hereby accepted this the 26th day of September, 1983.

JACKSONVILLE CABLE TELEVISION
COMPANY

By: V. Mitchell Roberts
Vice-President

ATTEST:

Arthur Shulman
Asst. Secretary

FIRE PREVENTION ORDINANCE

AN ORDINANCE ADOPTING A FIRE PREVENTION CODE PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE OR EXPLOSION, AND ESTABLISHING A BUREAU OF FIRE PREVENTION THROUGH THE OFFICE OF THE JONES COUNTY FIRE MARSHAL AND PROVIDING OFFICERS THEREFOR AND DEFINING THEIR POWERS AND DUTIES

Be it ordained by the Board of Commissioners for the County of Jones:

Section 1. Adoption of Fire Prevention Code.

There is hereby adopted by the Board of Commissioners for the County of Jones for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the National Fire Prevention Association, being particularly the 1982 edition thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended, of which one copy of same will be filed in the office of the Fire Marshal for the County of Jones and the same are hereby adopted and incorporated as fully as set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of Jones County, except within the corporate limits of the municipality therein.

Section 2. Establishment and Duties of Bureau of Fire Prevention of the Office of the Jones County Fire Marshal.

a. The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention of the Office of the Fire Marshal of the County of Jones which is hereby established and which shall be operated under the supervision of the Fire Marshal.

b. The Fire Marshal in charge of the Bureau of Fire Prevention shall be appointed by the Board of Commissioners for the County of Jones on the basis of examination to determine his qualifications. His appointment shall continue during good behavior and satisfactory service, and he shall not be removed from office except for due cause.

c. The Fire Marshal may detail some member of his office as well as any Fire Chiefs in the county to act as inspectors from time to time if necessary.

d. A report of the Bureau of Fire Prevention of the Fire Marshal's office shall be made annually and transmitted to the Board of Commissioners; it shall contain all proceedings under this code, with such statistics as the Fire Marshal may wish to include therein; the Fire Marshal shall also recommend any amendments to the code which, in his judgment, shall be desirable.

e. The Fire Marshal may request and shall receive so far as may be necessary, in the discharge of his duties, the assistance and cooperation of other officials of the municipality.

Section 3. Definitions.

a. Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the County including all areas of Jones County, except within corporate limits of municipalities located therein.

b. Wherever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the Attorney for the Board of Commissioners for the County of Jones.

c. Wherever in the code the word "Fire Chief" is used it shall be deemed to mean "Fire Marshal"; wherever the word "Chief of Police" is used it shall be deemed to mean "Sheriff" and wherever similar generic terms are used which describe municipal offices and departments, they shall be deemed to mean the appropriate corresponding county office or department.

Section 4. Modifications

The Fire Marshal shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Fire Marshal thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

Section 5. Appeals.

Whenever the Fire Marshal shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Fire Marshal to the Board of Commissioners for the County of Jones within 30 days from the date of the decision appealed.

Section 6. New Materials, Processes or Occupancies which may Require Permits.

The Fire Marshal, the Fire Commissioner, and the President of the Fireman's Association of Jones County shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those

now enumerated in said code. The Fire Marshal shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons.

Section 7. Penalties.

a. Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Fire Marshal or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than \$50 or by imprisonment for not more than six months or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

b. Any violation under the provisions of this ordinance may subject the offender to a civil penalty for the costs to the county to correct such violation in the interest of the public health, safety and welfare. Such penalty shall be assessed by the Fire Marshal and shall be supported by a written statement of costs incurred by the county to correct such violation. Such penalty shall be paid within ten days of notification to the offender. If the offender does not pay the penalty within ten days after receiving notice, such penalty shall be recovered by the county in a civil action in the nature of debt.

c. In an appropriate case the provisions of this ordinance may be enforced by equitable remedy upon application to the General Court of Justice. Such equitable remedy shall include order of abatement, mandatory injunction, and prohibitory injunction.

Section 8. Repeal of Conflicting Ordinances.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

Section 9. Validity.

The Board of Commissioners for the County of Jones hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the Board of Commissioners for the County of Jones that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 10. Date of Effect.

This ordinance shall take effect thirty days from the publication hereof in a newspaper qualified for legal advertising in Jones County, which publication shall be accomplished after approval hereof by the State Building Code Council and the effective date shall be set out in the publication.

Per Commissioners' Minutes April 16, 1984

JONES COUNTY MOBILE
HOME PARK ORDINANCE

Purpose:

The purpose of these regulations is to regulate and control the design and minimum standards of any new planned mobile home park in order to promote the health, safety, and general welfare of the inhabitants of Jones County.

Authority and Jurisdiction:

Jones County hereby exercises its authority to make and adopt Mobile Home Park Regulations under provisions pursuant to Section 153-A-121 of the General Statutes of North Carolina.

On and after April 16, 1984 these Regulations shall govern every new Mobile Home Park or any additions to a Mobile Home Park lying within the County outside the jurisdiction of any municipality, or within the territory jurisdiction of any municipality whose governing body by resolution agrees to such regulations.

SECTION I

DEFINITIONS:

When used in this Ordinance, the following words and phrases shall have the meaning given in this section. Terms not herein defined shall have their customary dictionary definitions where not inconsistent with the context. The term shall is mandatory and words used in the singular include the plural and those in the present include the future tense.

1. Administrator: The enforcement officer of these Regulations, who shall be the County Planner or his representative.
2. Health Department: The Jones County Health Department.
3. Mobile Home: A detached single family dwelling unit originally constructed as transportable and as such equipped with or without axles and/or wheels and suitable for year round occupancy including a flush toilet, a tub or shower bath, and kitchen facilities, with plumbing and electrical connections provided for attachment to outside systems.
4. Mobile Home Park: A Mobile Home Park shall be defined as a tract of land which is used by three or more mobile homes. Excepting, however, for the purpose of this Ordinance, the following uses of a mobile home shall not be considered in determining as to whether or not a tract of land is classified as a Mobile Home Park:
 1. Any mobile home occupied as a residence by the parents or step-parents of the land owner.
 2. Any mobile home occupied as a residence by the children or step-children of the land owner.
 3. Any mobile home occupied as a residence by the brother, sister, half-brother, half-sister, step-brother, or step-sister of the land owner. The burden of proof lies with the home owner to supply adequate proof to the Administration or to the Jones County Planning Board. The mobile home or mobile home space shall not be leased when ceased to be used as defined above.

Violation of this provision shall violate this Ordinance and shall be subject to the penalty clause found in Section VI of this Ordinance.

5. Mobile Home Space: A plot of ground within a Mobile Home Park designated for the accommodation of not more than one Mobile Home.

6. Tract: A piece of land whose boundaries have been described or delimited by a legal instrument or map recorded in the office of the Register of Deeds.
7. Service Building: A building, housing facilities such as recreational, maintenance, laundry, and office structures, necessary to the successful development and management of Mobile Home Park.
8. Certificate of Compliance: A certificate issued by the Administrator of this ordinance after the Mobile Home Park has been completed and developed as required by the standards of this Ordinance.

SECTION II

PROCEDURE FOR OBTAINING APPROVAL OF A MOBILE HOME PARK

No person shall begin construction of any new mobile home park until a plat has been properly presented and approved by the Jones County Planning Board and the Jones County Board of Commissioners. No mobile home may be occupied within a mobile home park until a certificate of compliance has been issued. To obtain plat approval, the developer shall follow these steps:

- A. It is recommended that the developer meet with the Administrator of this ordinance to discuss his plans and ideas pertaining to the new mobile home park.
- B. Plat of the Mobile Home Park:
 1. The developer shall submit four (4) copies of the plat and any supplementary material to the Administrator at least fifteen days prior to the regularly scheduled Planning Board meeting at which said plat is to be considered.
 2. The Planning Board or the Administrator shall inspect the site. The developer may be asked to accompany the inspection group.
 3. The plat shall be checked against the design standards and plat requirements by the Administrator. It shall be his responsibility to ensure the following agencies are given the opportunity to review and make recommendations on the plat:
 - (a) The County Health Department as to proposed water and sewage systems, insect and rodent control measures, and any other systems or methods related to the jurisdiction of the Health Department;
 - (b) The County Electrical Inspector to assure the design proposed meets the electrical codes enforced by Jones County;
 - (c) The County Fire Marshal to assure the mobile home park fire protection system complies with the rules and regulations of North Carolina and Jones County;
 - (d) If the proposed mobile home park contains waterfront access lots or property and/or canals are to be excavated the Army Corps of Engineers will be contacted.
 - (e) The County Soil and Water Conservation District as to flood hazard, soil suitability and limitations, erosion control, water management, and plant cover.
 - (f) Such other agencies and officials as the Planning Board may deem necessary.
- C. The Planning Board shall approve, approve conditionally, or disapprove the plat.
 1. If approved conditionally, the conditions and reasons thereof shall be stated and if necessary, the Planning Board may require the developer to submit a revised plat.

2. If the plat is approved, approval shall be indicated on the appropriate certificate of the plat and the plat shall be forwarded to the Board of Commissioners for final approval.
- D. The Board of Commissioners shall take action on the plat at it's first meeting following the approval of the plat by the Planning Board. The County Board of Commissioners shall approve, approve conditionally, or disapprove the plat.
1. Approval of the plat is authorization for the developer to proceed with the construction of the Mobile Home Park.
- E. No plat shall be approved until the certificates required by this ordinance to appear on the plat have been properly filled out and signed and an inspection fee of \$2.00 per space, or a minimum of \$10.00 (whichever is greater) has been paid to Jones County.
- F. Contents of the Plat: The plat shall be prepared by a registered surveyor and/or engineer, and shall be drawn at a scale of not less than (200) feet to one inch and shall contain or be accompanied by the following:
- (1) Title, date, name and location of park
 - (2) Name of the owner and surveyor
 - (3) Scale and north point, bar graph
 - (4) Sketch vicinity map showing relationship between the park and the surrounding area
 - (5) Topographical map when requested to do so
 - (6) The lines of all mobile home spaces, dimensions, streets, roads, road dimension, and square footage of each mobile home space
 - (7) Recreation area and parking area.
 - (8) Location and intensity of area lights and typical drawing showing connections to mobile homes and a statement from the power company serving the area where the park is to be located indicating that it will be responsible for design and installation of the electric system.
 - (9) The water supply, sanitary sewerage disposal, and storm drainage systems.
 - (10) Surface water drainage plans
 - (11) The location of fire hydrants
 - (12) Certificate of Ownership, signed, Certificate of Accuracy of mapping signed, Water and Sewerage signed, Certificate of Approved Light and Electrical System signed, Certificate of Approved Fire Protection System, signed, Certificate of Planning Board approval signed, and Certificate of County Board of Commissioners approval, unsigned.
- G. Upon completion of the preceding requirements the developer may begin construction of the Mobile Home Park.
- H. Any new addition of mobile home spaces to a Mobile Home Park shall be submitted as a new plat and meet the procedures and requirements of this ordinance.

SECTION III

CERTIFICATE OF COMPLIANCE

After the construction and development of any new Mobile Home Park has been completed the Administrator shall issue a Certificate of Compliance to the owner or developer, which is authorization for operation of the park. The Certificate will be issued only after the Administrator is satisfied that the park has been completed as approved in the plat. At any time after the issuance of the permit the Jones County Planning Board shall revoke the Certificate of Compliance if the Mobile Home Park is operating in violation of the requirements and terms of the Ordinance.

SECTION IV

DESIGN STANDARDS FOR MOBILE HOME PARKS

- A. **General Provisions:** (1) Any land within the jurisdiction of this ordinance deemed by the Planning Board to be subject to flooding or unsuitable for residential occupancy may be prohibited for residential development, but such land may be set aside for such uses as will not be endangered by periodic or occasional inundation. The Planning Board in making its determination shall be guided by an analysis of available data on topography, soils, flood plains, drainage, or ground and surface water information.
- (2) All newly proposed mobile home parks shall be rejected when not compatible with the Air Installation Compatible Use Zone Study of the Cherry Point Marine Corps Air Station land use objectives. The AICUZ footprint has been adopted as a basic determinant for future planning by the Jones County Planning Board.
- B. **Interior Drives and Walkways:** All new mobile home spaces shall abut upon an interior gravel drive or hard surfaced of no less than (18) feet in width which shall have unobstructed access to a public street or highway. All interior drives and walkways within the park shall be adequately maintained by the owner.
- C. **Off Drive Parking:** Each new mobile home space shall be provided with at least two (2) parking spaces that are adequately graveled and maintained or hard surfaced.
- D. **Required Mobile Home Space Area:** The sizes of new mobile home spaces shall be subject to the approval of the County Health Department.
- (1) Mobile home spaces served by central or public water and sewerage systems shall have a minimum of 5000 square feet.
- (2) Under no circumstances may a mobile home space be less than 10,000 square feet for any double wide mobile home.
- (3) Mobile home spaces served only by either a central water or central sewerage system shall have a minimum of 10,000 square feet of usable land.
- (4) Mobile home spaces served by neither a central water nor a central sewerage system shall meet the Jones County Subdivision requirements of 20,000 square feet of usable land.
- (5) Any waivers from the mobile home space size requirements or septic tank system design may be made only if acceptable and approved by the Jones County Health Department.
- E. **Yard Requirements:** Each new mobile home space shall be at least forty-five (45) feet wide and clearly defined. There shall be at least one eighteen (18) foot wide side yard and a fifteen (15) foot clearance between mobile homes, including those parked end-to-end. No mobile home shall be located closer than fifteen (15) feet to any building or street within the park; nor within twenty (20) feet of any exterior street or boundary line of the park.
- F. **Minimum Indoor Plumbing:** A mobile home which does not contain a built-in bathroom with water lavatory and shower or tub which are in working condition shall not be placed in a planned mobile home park.
- G. **Refuse Collecting Facilities:** Individual, water-tight, covered refuse containers of not less than 20 gallon nor more than 32 gallon capacity shall be provided at each mobile home space. A stand must be provided to hold refuse containers securely and upright. Collection service at least once weekly shall be provided.

- H. Recreation Area: At least eight (8) per cent of the gross land area shall be set aside for recreational use. The intent of this ordinance is not to have the developer meet the stipulated total recreation area requirements by setting aside isolated parcels that are too small to be of use for development purposes.
- I. Fire Protection: (1) Any new mobile home park being served by a municipal water supply shall mandatorily have or place fire hydrants within 500' of any residential lot and no more than 25' from the road in the mobile home park. 1,000 FT.
- (2) Whenever there is not a public water system within 100 feet of the new mobile home park, as measured along the road-ways but there is a private water system, the mobile home park shall be provided with a pumping station, not less than 2 inches in diameter but capped with 2½ inch National Standard Threads (NST) to allow hookup by the Fire Department. This riser pipe must be approximately 36 inches high and made of steel. Riser pipes must be installed at intervals no greater than 500 feet of one another along the roadway. Standpipes also shall be no further than 25' off the roadways in the mobile home park. These riser pipes must be painted red in order to comply with this ordinance.
- J. Drainage: The new park shall be located on a well-drained and properly graded site. Necessary site drainage improvements as approved by the County Planning Board shall be provided.
- K. Water Supply: (1) Water main trunk lines shall be a minimum of 2 inches in diameter and shall be constructed of material approved by the Jones County Health Department.
- (2) The water supply shall have minimum of 30 psi (gauge) when operating at peak demand and will be checked by the Administrator and the County Fire Marshal.
- (3) Every well or suction line of the water supply system shall be located in such a manner that neither underground nor surface contamination will reach the water supply from any source.
- (4) No well casings, pumping machinery or suction pipes shall be placed in any pit, room or space extending below ground level. Such installation shall not be permitted in any room or space above ground which is walled in or otherwise enclosed. Such installation may be allowed where free drainage by gravity to the surface of the ground is provided.
- L. Individual Water-Riser Pipes and Connections:
- (1) Individual water and riser pipes shall be provided and located within the confined area of the mobile home stand at a point where the connections will approximate a vehicle position.
- (2) Water riser pipes shall extend at least ten inches above ground elevation and the pipe shall be at least three-quarter inches in diameter. The water outlet shall be capped at all times when a mobile home does not occupy the lot or when the supply is not in use.
- (3) Adequate provisions shall be made to prevent freezing of service lines, valves, and riser pipes and to protect riser from heaving and thawing actions during freezing weather. Surface drainage shall be satisfactorily diverted from the location of the riser pipes. Sewer riser pipes should be at least (6) inches above the ground level.
- (4) All water and sewer pipes and connections shall meet Plumbing Regulations of the Jones County Health Department.

- 90
- M. Each new mobile home shall be anchored to meet the requirements of the North Carolina Building Code unless manufactured to meet the National Mobile Home Construction and Safety Standards Act of 1974.
 - N. Each new mobile home park and any additions shall meet the current North Carolina Electrical Code. In addition, each lot shall have a pedestal riser consisting of a piece of channel iron 2"x8", 6½ ft. in length or a 4"x8" piece of pressure treated material, 6½ feet in length. This must be buried in 4 inches of concrete, at least 30 inches underground, and not exceed 4 feet above ground level. The meter base shall be mounted at the top of the riser, with the main 200 ampere switch located directly beneath the meter base.
 - O. Service Administrative and Other Buildings: One mobile home within the park may be used as an administrative office. Other administrative and service buildings housing sanitation and laundry facilities or any other such facilities shall comply with all applicable ordinances, codes, and statutes regarding buildings, electrical installations, plumbing, and sanitation systems.
 - P. Lighting: All interior drives and walkways within the park shall be lighted at night with electric lamps providing at least .5 footcandles of lighting at street level throughout the park.
 - Q. Buffer Zones: A buffer strip at least ten (10) feet wide adjacent to each exterior property line shall be densely planted and maintained, when bordering a commercial or industrial use area. Also this buffer strip shall have a height of 10 feet within 3 years from the date of the approval of the park.
 - R. No part of any new mobile home park may be used for nonresidential purposes that may create any unusual noises, odors, pollution, or other offensive matters that are not associated with residential living.

SECTION V

RESPONSIBILITIES OF MANAGEMENT AND OCCUPANTS:

- (1) The person to whom a permit for a new mobile home park is issued shall operate the park in compliance with this Ordinance and shall provide adequate supervision to maintain the park, its facilities and equipment in good repair and in a clean and sanitary manner.
- (2) The park management shall notify all park occupants of applicable provisions of this Ordinance and inform them of their responsibilities.
- (3) The park management shall supervise the placement of each mobile home on its stand, securing its stability and installing all utility connections.
- (4) The park management shall maintain a complete register containing all information necessary for identifications and location of all park occupants. Such register shall be available to any authorized person inspecting the park.
- (5) The park management shall notify the Health Director immediately of any suspected communicable or contagious disease within the park.
- (6) The park management shall be responsible for the lawful operation of the mobile home park.

RESPONSIBILITIES OF PARK OCCUPANTS:

- (1) Each mobile home park occupant shall comply with all applicable requirements of this Ordinance and shall maintain the mobile home lot in a clean and sanitary manner.
- (2) The mobile home park occupant shall be responsible for proper placement of the mobile home on its stand and of proper installation and operation of all utility connections in accordance with this Ordinance.

ADMINISTRATOR:

- (1) Amendments: The provisions of this ordinance may from time to time be amended, supplemented, changed, modified, or repealed by the County Commissioners.
- (2) Severability: Should any section or provision of this ordinance be declared by the courts to be invalid for any reason, such declaration shall not affect the ordinance as a whole, or any part thereof other than the part so declared to be invalid.
- (3) Conflict: When the requirements of this ordinance conflict with the requirements of other lawfully adopted rules, regulations, or ordinance of Jones County, the more stringent or higher requirements shall govern.
- (4) Penalties: All persons who violate any provision of this Ordinance shall upon conviction be punished by a fine of not more than \$50,000 or by imprisonment not exceeding 30 days. Each day's failure to comply with any provision of this Ordinance shall constitute a separate violation. The County may use any of the enforcement techniques authorized by G. S. 153-A-123.

Certificate of Ownership

I (we) hereby certify that I am (we are) the owner(s) of the property shown and described hereon and that I (we) hereby adopt this plan of mobile home park with my (our) free consent. I (we) also certify that the land shown on this plat falls within the mobile home park jurisdiction of Jones County.

_____ 19 _____

Owner

Owner

Certificate of Mapping

I, _____; certify that this map was (drawn by me) (drawn under my supervision) from (an actual survey made by me) (an actual survey made under my supervision) and the deed description recorded in Book _____, Page _____; that this map was prepared in accordance with the Jones County Mobile Home Park Ordinance.

_____ 19 _____

Surveyor or Engineer

Certificate of Approval of Water
Supply and Sewage Disposal System

I hereby certify that the water distribution and sewage systems installed or proposed for installation, in _____ Mobile Home Park, fully meets the requirements of the North Carolina Department of Human Resources and the Division of Environmental Health, Jones County Health Department and are hereby approved as shown.

_____ 19 _____

Director, Division of Environmental
Health or his authorized Representative

Certificate of Approved Light and Electrical System

I, _____, County Electrical Inspector, hereby certify that the proposed electrical and lighting systems in _____ Mobile Home Park meet the requirements of the North Carolina Building Code and Jones County regulations.

_____ 19 _____

County Electrical Inspector

Certificate of Approved Fire Protection System

I, _____, County Fire Marshal, hereby certify that the fire protection system in _____ Mobile Home Park complies with the rules and regulations of North Carolina and Jones County.

19 _____

County Fire Marshal

Certificate of Approval by the Planning Board

The Jones County Planning Board hereby approves the final plat for the _____ Mobile Home Park.

19 _____

Chairman, Planning Board

Certificate of Approval by the Board of County Commissioners

The Jones County Board of Commissioners hereby approves the final plat for the _____ Mobile Home Park.

19 _____

Chairman, Jones County Board of Commissioners

CERTIFICATE OF CAMA OFFICECOMPLIANCE WITH STATE GUIDELINES FOR AREAS OF ENVIRONMENTAL CONCERN

Prior to approval of any mobile home park/mobile camp park, the local mobile home ordinance enforcement officer and the local AEC Permit Officer shall determine if the site, in whole or in part, is located within or outside any Area of Environmental Concern. This determination shall result from both an on-site investigation and a review of the official overlay map.

If the site is, in whole or in part, within any Area of Environmental Concern, the proposed development will comply with development standards of the State Guidelines for Areas of Environmental Concern prior to the issuance of any development permit; and a certification of compliance to that effect shall be signed by both the AEC Permit Officer and the local enforcement officer.

Final Plat

Area of Environmental Concern Standards: Certification shall be provided on the final plat by the local permit officer that the Mobile Home Park is either within or outside a North Carolina Management Act of 1974 Area of Environmental Concern. The certificate shall be one of the following:

- 1) "This Mobile Home Park conforms to the standards of the North Carolina Coastal Area Management Act of 1974 and is not located within any Area of Environmental Concern.

Local Permit Officer

or

- 2) "This Mobile Home Park conforms to the Standard of the North Carolina Coastal Area Management Act of 1974 and a portion(s) or all of the Mobile Home Park located within any Area of Environmental Concern is duly noted at the appropriate location on this plat.

Local Permit Officer

ORDINANCE # 14Per Commissioners' Minutes July 16, 1984 and August 6, 1984FIRE PREVENTION ORDINANCE

The following changes on the Jones County Fire Prevention Ordinance in the Jones County Ordinance Book and #12 located in the Register of Deeds Office is changed as follows: Each changed section is typed in it's entirety.

Section 1. a. Adoption of Fire Prevention Code.

There is hereby adopted by the Board of Commissioners for the County of Jones for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code NFPA 1 1982 of the National Fire Prevention Association, as recommended by the N. C. Bldg. Code Council, save and except such portions as are hereinafter deleted, modified or amended, of which one copy of same will be filed in the office of the Fire Marshal for the County of Jones and the same are hereby adopted and incorporated as fully as set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of Jones County,

b. The requirements of the Fire Prevention Code are designed to be used to maintain the life safety requirements of the State Building Code. They shall not be construed as additional requirements to those in the Building Code and where a conflict exists between these two codes, the requirements of the State Building Code shall prevail. In accordance with GS 143-140 and 143-141 only those decisions and interpretations of local enforcement agencies relating to the provisions of the North Carolina State Building Code may be appealed to the North Carolina Building Code Council.

Section 4. Modifications

SEE SECTION 1-3.3 Alternative of NFPA 1 1982

1-3.3 Alternatives (See Apendix D-1-3.3)

D-1-3.3 Alternatives are to serve as a means for utilizing new methods, technologies, and design initiative which provide an equivalent or better level of fire safety when compared with the effects of the existing code requirements.

Section 7. Penalties

a. Any person who shall violate any of the provisions of the Fire Prevention Code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications

or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Fire Marshall or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than \$50 or by imprisonment for not more than thirty (30) days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

b. Any violation under the provisions of this ordinance may subject the offender to a civil penalty for the costs to the county to correct such violation in the interest of the public health, safety and welfare. Such penalty shall be assessed by the Fire Marshal and shall be supported by a written statement of costs incurred by the county to correct such violation. Such penalty shall be paid within ten days of notification to the offender. If the offender does not pay the penalty within ten days after receiving notice, such penalty shall be recovered by the county in a civil action in the nature of debt.

c. In appropriate case the provisions of this ordinance may be enforced by equitable remedy upon application to the General Court of Justice. Such equitable remedy shall include order of abatement, mandatory injunction, and prohibitory injunction.

Section 8. Repeal of Conflicting Ordinances.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the Fire Prevention Code hereby adopted are hereby repealed.

The foregoing amendment to Jones County Ordinance #12 is adopted this 16th day of July, 1984.

ATTEST:

Clerk to Jones County
Board of Commissioners

Chairman, Jones County
Board of Commissioners

Per Commissioners' Minutes February 18, 1985

AN ORDINANCE
REGULATING THE KEEPING OF WILD AND VICIOUS
ANIMALS WITHIN JONES COUNTY

WHEREAS, the Board of Commissioners of Jones County is concerned for the safety and welfare of all residents of Jones County and desires to enact an ordinance regulating the keeping of wild animals in Jones County, pursuant to Article 6 of Chapter 153A of the General Statutes of North Carolina.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF JONES COUNTY as follows:

Section 1. Definitions. Whenever used in this ordinance the following words and phrases shall have the following meanings unless the context clearly requires a different meaning:

a. Owner - Any person, firm, or corporation who keeps, has charge of, shelters, feeds, harbors, or takes care of any wild or vicious animal in Jones County.

b. Permittee - Any person, firm, or corporation granted a permit to keep, shelter, feed, harbor, or take care of any wild or vicious animal in Jones County.

c. Primary Enclosure - Any metal building, wire cage or pen or similar enclosure designed and used for the purpose of restraining and confining any animal, the keeping of which is regulated by this ordinance. All such enclosures shall be constructed and maintained according to the standards set out in the appendix of this ordinance entitled "Standards for Primary and Secondary Enclosures for Wild or Vicious Animals".

d. Secondary Enclosure - An enclosure which is not used for primary confinement, or exercise of wild or vicious animals or training. Each person, firm, or corporation keeping any wild or vicious animal shall construct a secondary enclosure which shall surround or encompass all primary enclosures where such animals are kept. This secondary enclosure will be constructed and maintained according to the standards specified in the appendix depending on the animals kept.

e. Wild or Vicious Animal - All non-indigenous carnivores, primates, poisonous snakes, or other venomous animals, elephants, and rhinoceroses.

f. Double Safety Doors - Doors so constructed that the exterior door must be closed before the interior door can be opened.

Section 2. Primary And Secondary Enclosure Required. No person, firm or corporation shall keep, shelter, feed, harbor or take care of any wild or vicious animal within Jones County unless all such

animals be confined continuously within a secure and locked primary enclosure which is situated within a secondary enclosure except while being transported. Each enclosure shall be constructed to standards specified for keeping each type of animal as identified in Appendix A of this ordinance.

Section 3. Permit Required. As a condition precedent to the keeping, sheltering or harboring of any wild or vicious animal a prospective owner shall make written application for and receive from the Jones County Animal Control Officer, a permit and authorization to keep any such animal. Said application shall contain at least the following:

- a. Name and address of prospective owner;
- b. Owner's experience with animals especially wild animals, particularly the species in the application. In the case of an inexperienced owner, there must be included the names and addresses of any manager, keeper, or husbandry expert upon which the owner will rely for guidance.
- c. History of the background of the owner, keeper, or husbandry expert including a record of all animal escapes and recapture of animals under their control as well as actions taken to correct conditions which allowed the escapes;
- d. Any relevant personal history of the owner, operator, manager, and employees;
- e. Species, size, and other identifying characteristics of each wild or vicious animal the applicant desires to keep;
- f. The birthplace of each animal and history of each animal including whether the animal has ever harmed any human being, including all medical history including immunizations;
- g. Description of the nature, size, type of construction and location of any enclosure in which the applicant intends to keep said wild or vicious animal;
- h. Description of the liability insurance carried by the owner to compensate persons for personal injury and property damage which may result. A copy of the current policy shall be attached to the application.
- i. Names, addresses and telephone numbers of all persons residing within one mile of the proposed location for the keeping of said animals;
- j. A schedule of the personnel who will service and maintain this facility on a daily and hourly basis;
- k. A list of tranquilizing equipment, chemicals and instruments of destruction required by Section 11 of this ordinance; and
- l. A list of all State and Federal permits and licenses required for keeping of such animals and a statement of whether said licenses and permits have been obtained, and whether applicant has ever had any such permit or license revoked or suspended, and if so, the reason for such.

95
Section 4. Liability Insurance Required. As a condition precedent to the keeping, sheltering or harboring any wild or vicious animal, the prospective owner shall continuously maintain liability insurance coverage in at least the amount of ONE MILLION DOLLARS, (\$1,000,000.00), per claim to compensate persons for personal injury and property damage which may result from the keeping of said animals.

Section 5. Duties of Animal Control Officer. Upon receipt of a written application for a permit to keep a wild or vicious animal, the Animal Control Officer shall inform the applicant in writing if the enclosure standards for each type of animal are different from the construction standards proposed and shall notify the County Administrator who will report the application to the Board of County Commissioners. Upon the construction of the enclosures specified, the Animal Control Officer shall promptly inspect the primary enclosure and the secondary enclosure intended for the keeping or harboring of any wild or vicious animals.

a. If the Animal Control Officer shall determine that the proposed enclosure is reasonable and sufficiently secure to harbor and safely keep the wild or vicious animal proposed to be kept, and meets all specifications set forth in this ordinance, and the applicant certified that he has all necessary State and Federal permits, and that the applicant is otherwise qualified, he shall issue a permit authorizing the applicant to locate said wild or vicious animal in said enclosure. No wild or vicious animal shall be brought into or kept in Jones County until after the permit is issued by the county and received by the applicant.

b. If the Animal Control Officer shall determine that the proposed enclosure is not reasonably or sufficiently secure to harbor or keep the wild or vicious animal applied for or that it fails to meet the specifications set forth herein, he shall notify the applicant of any defects or irregularities which make said enclosure insecure. The applicant may cause such defects to be remedied and request another inspection by the Animal Control Officer.

Section 6. Inspections. At any time after the receipt of an application referred to hereinabove, the Animal Control Officer shall be authorized to inspect the premises at any reasonable time and shall file a written report of his findings with the County Administrator on a quarterly basis. In case of an emergency, reported escape, or if the Animal Control Officer has reasonable grounds to believe the owner has committed a violation of this ordinance, the owner shall make said premises available to said officer for inspection immediately.

Section 7. Additional Standards. If, at any time during or after an inspection of the facilities by the Animal Control Officer, it is the determination of the said officer that the "Standards for Primary and Secondary Enclosures" as set forth in this ordinance are inadequate

for keeping any species or any individual animal of a species, the Animal Control Officer shall not issue a permit and shall recommend to the County Administrator necessary changes in the standards sufficient to protect the public.

Section 8. Deficiencies. Any deficiencies in the primary enclosures recognized by the Animal Control Officer after issuance of a permit shall be communicated immediately to the owner in writing and immediately corrected by the owner. These deficiencies shall be communicated immediately to the Sheriff and County Administrator.

Section 9. Enforcement. Any owner keeping or harboring a wild or vicious animal at the date of the adoption of this ordinance shall comply with the application and permit provisions herein within twenty (20) days of the adoption of this ordinance, and shall meet the primary enclosure standards within twenty (20) days, and shall also meet the secondary enclosure standards within one hundred twenty (120) days of adoption of this ordinance.

Section 10. Reporting of Escapes. At any time after the permit referred to hereinabove is issued, any wild or vicious animals are brought into the county, and any of these animals escape their confinement the following steps shall be taken by the owner to assure that the public is notified and all possible measures are taken for the protection of the public:

a. Immediately upon knowing that any wild animal is outside the secondary enclosure and out of sight of the owner, the owner shall contact the Jones County Emergency Communications Center and give a detailed report of how many animals are at large, what kind of animals are at large, the area where they are expected to be, any particular dangers which are created for the public, and any precautions which the public should take to avoid harm.

b. That Emergency Communications Center will then notify the neighbors who are listed on the original application, the Sheriff, and the Animal Control Officer, all Rescue Squads, Fire Departments, and all schools in the County if in session.

c. All owners shall report to the Animal Control Officer in writing within five (5) days of such occurrence all births, deaths, change of location and transfer of possession of any such animals.

Section 11. Tranquilizing and Annihilating Equipment Required. Each permittee shall have on hand at all times sufficient equipment and chemicals to tranquilize any animal for which he or she has a permit to keep. Each permittee shall have on hand at all times sufficient equipment to kill any animal for which he or she has a permit to keep.

Section 12. Transport and Exhibition. No owner shall exhibit any wild or vicious animal within the County or transport any such animal from a point in the county to another point within the county

100

without having the animal in a secure enclosure approved by the Animal Control Officer. The said officer may make an exception to the requirement of having an animal in a secure enclosure for transport if the animal is sick or injured and is sufficiently sedated or tranquilized to the point that it could do no harm to any human being.

Section 13. Release of Animals Prohibited. It shall be unlawful for any person to release from captivity any wild or vicious animal within Jones County.

Section 14. Presence of Experienced Person Required. Any owner as defined in this ordinance shall at all times have on site with said animals a person experienced in the handling of such animals, and at least eighteen years of age.

Section 15. Suspension or Revocation of Permit. The permit of any permittee may be suspended by the Animal Control Officer upon a finding of any one or more of the following:

- a. That the permit was issued to a permittee not entitled thereto under this ordinance.
- b. That the permittee's enclosures do not comply with this ordinance, or that the permittee has otherwise violated the provisions of this ordinance;
- c. That one or more animals have been brought into the county or kept by the permittee without first obtaining a permit therefor;
- d. That the permit application contained false or misleading information, or failed to disclose a material fact pertinent to the application;
- e. That the permittee does not possess all licenses or permits required by the State of North Carolina and the Federal Government;
- f. That the permittee has failed to report an escape;
- g. That the permittee does not possess and have the ability to promptly use the tranquilizing and annihilating equipment required by Section 11 of this ordinance.

The permittee shall be notified in writing of any such suspension, and shall have the right to appeal said decision to the Board of County Commissioners, provided notice of appeal is delivered to the County Administrator within ten (10) days of notification of such suspension. The Commissioners shall promptly schedule a hearing upon the matter and give the permittee not less than forty-eight (48) hours notice of said hearing at which the permittee shall be afforded an opportunity to offer evidence as to why the permit should not be revoked. Following the hearing, the commissioners may revoke the permit, or may reinstate it with such conditions as the board shall determine.

Notwithstanding anything in this ordinance, the Animal Control Officer shall not issue any permit to a person, firm or corporation

who has previously had such a permit revoked based upon continued violations of any ordinance regulating the keeping of animals in Jones County. Denial of any such application shall be immediately reported to the County Administrator. Any person denied a permit for such reason shall be entitled to appeal such denial to the Board of County Commissioners within the same time and under the procedure set forth in the preceding paragraph for suspensions. Upon hearing, the Board may deny such a permit if it finds that the applicant has in the past failed to comply with an ordinance regulating the keeping of wild and vicious animals and that such conduct was a continuing matter.

Section 16. Any person violating any provisions of this ordinance shall be guilty of a misdemeanor and upon conviction shall be fined or imprisoned in the discretion of the Court, as by law provided.

Section 17. Civil Remedy. In addition to the foregoing, this ordinance may also be enforced by means of a civil action in any court of competent jurisdiction.

Section 18. Severance. If any part of this ordinance shall be for any reason adjudged invalid by any court of competent jurisdiction, the remaining parts shall nonetheless remain in full force and effect, and be unaffected by such decision.

Section 19. This ordinance shall be effective upon its adoption.

APPENDIX A

STANDARDS FOR PRIMARY AND SECONDARY ENCLOSURES OF WILD OR VICIOUS ANIMALS

This Appendix specified minimum standards for the construction of primary and secondary enclosures which are to be used to keep, harbor or restrain wild or vicious animals. If, because of the breeding, history, character, or other particular trait, it is the opinion of the Animal Control Officer that these standards are insufficient to restrain any wild or vicious animal, he shall report such findings to the Sheriff and County Administrator and issue no permits until standards sufficient to restrain the animal are developed and adopted by the County Commissioners.

1. Primary Enclosures used to keep, harbor, or restrain the following animals shall be constructed with the materials and in the manner specified.

a. Cheetah, Lion, Tiger and Hybrids Thereof.

Animals in this category shall be housed within a primary enclosure which has at a minimum, 600 square feet per animal. There shall be no more than one male and two females in any one primary enclosure. There shall be no common fences between enclosures housing tigers and any other animals. If adult male animals are placed in adjacent enclosures these enclosures shall be constructed of no smaller than nine gauge steel chain link fence, doubled, and spaced so as to prohibit physical contact between two males. All enclosures shall have double safety doors.

The enclosure shall be constructed of not less than nine gauge steel chain link fence attached to not smaller than 2 1/2 inch diameter, schedule 40 steel poles placed at least 30 inches in the ground and anchored in 30 inches of concrete, and of sufficient length to extend to the top of the fence, and shall be placed no more than ten (10) feet apart. Enclosures with roofs shall have sides a minimum of eight (8) feet high, and enclosures without roofs shall have sides at least twelve (12) feet high. Roofs of enclosures shall be constructed of the same material as the sides, and be firmly attached to the sides with no gaps.

b. Leopards, Mountain Lions and Hybrids Thereof.

Animals in this category shall be housed in enclosures meeting all requirements set out above for tigers and in addition thereto, the enclosure shall have a roof constructed of at least nine gauge steel chain link fencing, attached firmly to the sides with no gaps.

c. Jaguars. Jaguars of any species shall be housed in enclosures constructed to the same standards as those required for leopards, except that the fencing shall consist of not smaller than six gauge steel chain link fencing for the sides and roof; however, the roof may consist of nine gauge steel chain link fencing provided the sides are at least ten (10) feet high. The fencing shall be firmly secured to vertical and horizontal piping or rods, and must be firmly secured at three-inch intervals to the bottom horizontal cross-bar which shall be no more than three inches above the floor.

d. Caracul, Bobcat, Lynx, Ocelot, Serval and Hybrids Thereof. Animals in this category shall be housed in enclosures completely enclosed with a minimum of 80 square feet for each animal, and of a minimum height of eight feet. Walls and top or roof of cages shall be constructed of no smaller than eleven and one half gauge steel chain link fencing secured to steel poles not smaller than 1 1/2 inch diameter and placed at least 30 inches in the ground in 30 inches of concrete not more than ten (10) feet apart. Enclosures shall have double safety doors.

e. Bears. Large bears are considered to be among the more dangerous as well as the more escape prone of all animals. Bears shall be housed in primary enclosures with at least 600 square feet per animal. There shall be not more than one male and one female per primary enclosure. The primary enclosure shall be constructed of solid steel bars at least 3/4 inch in diameter, anchored in the ground at least 30 inches and in 30 inches of concrete. Such enclosures shall be at least ten (10) feet high and shall have a top or roof constructed of the same material as the sides and firmly attached thereto with no gaps therein. All such enclosures shall have a crossweld at least every four inches, and shall have a floor of concrete, covered with plywood or earth sufficiently to protect the animals housed therein.

2. Secondary Enclosures. The purpose of a secondary enclosure is to serve as a perimeter fence surrounding all primary enclosures, in order to protect the public by prevention of escape by an animal accidentally freed from its primary enclosure.

a. Secondary enclosures shall be constructed of not smaller than 11 1/2 gauge steel chain link fencing at least twelve (12) feet in height and shall encompass all primary enclosures. The fencing shall be attached to steel poles not smaller than 2 1/2 inch diameter and set in 30 inches of concrete, or cedar or creosote posts of equivalent strength. All posts shall be placed at least 30 inches in the ground and be spaced not more than fifteen feet apart. Secondary enclosures shall not have any common wall with any primary enclosure, and all such enclosures shall be continuously electrified. Any secondary enclosure surrounding enclosures of animals capable of fence climbing shall be electrified at the bottom and middle, and shall also have an electrified overhang to prevent climbing. Secondary enclosures housing digging animals such as hyenas, wild dogs, and bears shall be so constructed as to be tunnel proof. The strength of the secondary enclosure shall be appropriate to the animals enclosed as well as to the conditions and shall be so constructed that no single foreseeable event can jeopardize the structural integrity of both the primary and secondary enclosure. All enclosures shall have double safety doors, each of which shall be secured by a lock. All such enclosures shall be located a sufficient distance from the primary enclosure and from all other structures, rocks, trees, or terrain features that no such primary enclosure, structure, rock, tree, or terrain feature may be used as a leaping platform.

In the event that cedar or creosote posts are used for line posts, all corner posts and posts at sharp angles shall be of steel and at least four inches in diameter, and all posts other than corner or angle posts shall be located on the outside of the fencing. In the event that cedar or creosote posts are used, they shall be replaced with steel posts at least 2 1/2 inches in diameter, when replacement is needed, or within six years, whichever is earlier.

3. No variations from these standards shall be made by the Animal Control Officer.

4. No wild or vicious animal for which there appears no standard for construction of primary enclosures in this appendix shall be brought into Jones County.

5. All primary and secondary enclosures shall be so designed and constructed that no single foreseeable event or series of events shall break the structural integrity of the primary and secondary enclosures.

The foregoing ordinance was introduced by Commissioner _____
 _____ . After discussion, its

adoption was moved by Commissioner Osborne Coward, seconded by Commissioner Robert Jarman, and unanimously adopted by the Board of Commissioners meeting in regular session this 18th day of February, 1985.

Chairman, Board of County Commissioners

ATTEST:

Clerk to the Board